



PohlmanUSA[®]
Court Reporting and
Litigation Services

Matthew Karnowski

December 17, 2018

Maleeha Ahmad, et al.

vs.

City of St. Louis, Missouri

Exhibit R

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

MALEEHA AHMAD, ET AL.,)	
)	
Plaintiffs,)	
)	
vs.)	No. 4:17-cv-2455-CDP
)	
CITY OF ST. LOUIS,)	
MISSOURI,)	
)	
Defendant.)	

DEPOSITION OF MATTHEW KARNOWSKI
TAKEN ON BEHALF OF THE PLAINTIFFS
DECEMBER 17, 2018

Stacey L. Preusser, IL-CSR, MO-CCR

1 INDEX OF EXAMINATION

2 QUESTIONS BY MS. STEFFAN4
3 QUESTIONS BY MS. DUNCAN157
4 QUESTIONS BY MS. STEFFAN160

4

5 INDEX OF EXHIBITS

6 Exhibit 1, Photograph77

7 (Exhibit was retained by the reporter.)

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1 IN THE UNITED STATES DISTRICT COURT
2 EASTERN DISTRICT OF MISSOURI
3 EASTERN DIVISION
4 MALEEHA AHMAD, ET AL.,)
5 Plaintiffs,)
6 vs.) No. 4:17-cv-2455-CDP
7 CITY OF ST. LOUIS,)
8 MISSOURI,)
9 Defendant.)

10 DEPOSITION OF MATTHEW KARNOWSKI, produced,
11 sworn, and examined on behalf of Plaintiffs, DECEMBER
12 17, 2018, between the hours of 9:02 in the forenoon
13 and 12:25 in the afternoon of that day, at City of St.
14 Louis, City Hall, 1200 Market Street, St. Louis,
15 Missouri, before Stacey L. Preusser, MO-CCR, IL-CSR.

16 A P P E A R A N C E S

17 The Plaintiff, Maleeha Ahmad, et al.,
18 represented by Jessie Steffan of American Civil
19 Liberties Union of Missouri, 906 Olive Street Suite
20 1130, St. Louis, MO 63101

21 The Defendant, City of St. Louis, Missouri,
22 represented by Abby Duncan of City Counselor's Office,
23 1200 Market Street Room 314, St. Louis, MO 63103
24
25

1 IT IS HEREBY STIPULATED AND AGREED by and
2 between counsel for the Plaintiffs and counsel for the
3 Defendant, that this deposition may be taken in
4 shorthand by Stacey L. Preusser, a Certified Shorthand
5 Reporter and Certified Court Reporter, and afterwards
6 transcribed into typewriting, and the signature of the
7 witness is reserved by agreement of counsel and the
8 witness.

9

10 0-0-0

11 MATTHEW KARNOWSKI,
12 of lawful age, being produced, sworn and examined on
13 the part of the Plaintiffs, and after responding "Yes,
14 I do" to the oath administered by the court reporter,
15 deposes and says:

16

17 * * * * *

18 [EXAMINATION]

19 BY MS. STEFFAN:

20 Q. Sergeant, if you could state and spell your
21 name for the record.

22 A. **Sure. My name is Matthew Karnowski,**
23 **M-A-T-T-H-E-W. My last name is spelled**
24 **K-A-R-N-O-W-S-K-I.**

25 Q. And I just introduced myself, but I'm Jessie

1 Steffan. I'm one of the plaintiffs' attorneys in this
2 case, which is Ahmad versus the City of St. Louis. I
3 assume you've been deposed before; is that correct?

4 **A. I have.**

5 Q. I'll just go over a few quick things. If
6 you could please try to answer verbally so that the
7 Court Reporter can take a record --

8 **A. Sure.**

9 Q. -- that would be great. I'm going to try
10 not to talk over you if you would try not to talk over
11 me. If you don't understand a question, please say
12 so; otherwise I will presume that you understood the
13 question I asked. Is that okay with you?

14 **A. Yes.**

15 Q. And we can take a break at any time. Just
16 if there's a question hanging out in the air, I would
17 ask that you answer that question before we take a
18 break. Is that okay?

19 **A. Yes.**

20 Q. Have you taken any medication, drugs or
21 alcohol that could affect your ability to testify
22 truthfully or to remember things this morning?

23 **A. No.**

24 Q. Do you have any health conditions that
25 affect your ability to testify truthfully or to

1 remember things?

2 **A. No.**

3 Q. What did you do to prepare for today's
4 deposition?

5 **A. Can you be specific?**

6 Q. Did you talk with anyone in preparation for
7 today's deposition?

8 **A. I consulted with my counsel.**

9 Q. Other than your attorney, did you talk to
10 anyone?

11 **A. I consulted with some folks in our legal
12 division.**

13 Q. Other than your legal counsel or anyone
14 working for your legal counsel, did you talk to
15 anyone?

16 **A. No.**

17 Q. Did you review any documents?

18 **A. I did.**

19 Q. Other than documents given to you by your
20 legal counsel, did you prepare any documents? I'm
21 sorry. Review any documents?

22 **A. No. Actually, no.**

23 Q. Did you review any other media, audio or
24 video?

25 **A. I have -- not in direct preparation for this**

1 **deposition.**

2 Q. When you say "not in direct preparation,"
3 what do you mean by that?

4 A. I guess what time frame are you talking
5 about in terms of reviewing audio or video?

6 Q. Have you reviewed any audio, video from any
7 time frame in preparation for this deposition?

8 A. Not in direct preparation for this
9 deposition.

10 Q. Indirect preparation, is that what you're
11 saying?

12 A. I've reviewed video that I had in the past
13 but not in preparation for this.

14 Q. For some other purpose?

15 A. Just to recollect my memory in terms of
16 events, video that I recorded.

17 Q. Okay. Events relevant to this case?

18 A. To -- yes.

19 Q. Okay. What video did you review?

20 A. Video that I recorded.

21 Q. When did you record that video?

22 A. Which video?

23 Q. Thinking about the videos that you recorded
24 and that you reviewed, when were those videos taken?

25 A. You've got to be more specific. Are you

1 **referring to any videos relating to the Stockley**
2 **protest?**

3 Q. Yes.

4 **A. They were recorded during my activities**
5 **during the Stockley protest.**

6 Q. So September of 2017, is that what we're
7 talking about?

8 **A. Correct.**

9 Q. Okay. You reviewed videos that you had
10 taken during the Stockley protest sometime thereafter;
11 is that what you're saying?

12 **A. Yes.**

13 Q. When did you review those videos?

14 **A. Shortly after the protest.**

15 Q. Okay. When is the last time you looked at a
16 video from the protest?

17 **A. I can't give you a date specifically, but**
18 **it's been many, many months.**

19 Q. Okay. I understand. Did you send any
20 e-mails or text messages related to today's
21 deposition?

22 **A. No. Well, I sent e-mail to counsel.**

23 Q. Except for your attorney?

24 **A. No.**

25 Q. I'm not trying to get you to tell me

1 anything about what you talked with your attorney
2 about.

3 Did you do anything other than review videos
4 or audio in preparation for today's deposition?

5 **A. Well, I had actually -- just to be clear, I**
6 **didn't review videos and audio in preparation for**
7 **today's --**

8 Q. You just did so after --

9 **A. I did so shortly after the protest. But as**
10 **I mentioned earlier, I did review some documents that**
11 **were sent to me by counsel.**

12 Q. Anything that you did not receive from
13 counsel?

14 **A. No.**

15 Q. Okay. Where do you live, Sergeant?

16 **A. In the city of St. Louis.**

17 Q. Who do you live with?

18 MS. DUNCAN: I'm going to object as
19 irrelevant to this case.

20 MS. STEFFAN: Are you instructing him not to
21 answer?

22 MS. DUNCAN: Yeah.

23 Q. (By Ms. Steffan) How old are you?

24 **A. 39.**

25 Q. Did you graduate from high school?

1 **A. No.**

2 Q. Did you attend high school?

3 **A. Yes.**

4 Q. When did you leave high school?

5 **A. 1997.**

6 Q. Where did you go to high school?

7 **A. Central Visual and Performing Arts.**

8 Q. Was that in St. Louis?

9 **A. Uh-huh.**

10 Q. What's the highest grade that you completed
11 there?

12 **A. In high school?**

13 Q. Uh-huh.

14 **A. 11th.**

15 Q. Do you have a GED?

16 **A. Yes.**

17 Q. When did you get your GED about?

18 **A. '98.**

19 Q. Did you graduate from a police academy?

20 **A. I did.**

21 Q. What police academy did you graduate from?

22 **A. St. Louis Metropolitan Police Academy.**

23 Q. When did you graduate?

24 **A. In 2000 -- I guess very early 2006.**

25 Q. Have you attended any college classes?

1 **A. I have.**

2 Q. Where did you attend college?

3 **A. Lindenwood University.**

4 Q. Did you receive a degree from Lindenwood?

5 **A. I did.**

6 Q. What degree did you receive?

7 **A. Bachelor's in Criminal Justice Science.**

8 Q. When did you receive your Bachelor's Degree?

9 **A. About two years ago.**

10 Q. Have you attended any other colleges besides
11 Lindenwood?

12 **A. I've attended Forest Park Community College.**
13 **I'm sorry. St. Louis Community College. Be a little**
14 **bit more broad.**

15 Q. You didn't obtain a degree from St. Louis
16 Community College?

17 **A. No.**

18 Q. What classes did you take there?

19 **A. I took an EMT class years ago and then also**
20 **a couple science classes online more recently in order**
21 **to meet the requirements from the degree from**
22 **Lindenwood.**

23 Q. Have you attended any graduate school?

24 **A. No.**

25 Q. Have you served in any branch of the

1 military?

2 **A. No.**

3 Q. Did you ever begin the recruitment process
4 for a branch of the military?

5 **A. No.**

6 Q. Do you have any medical training?

7 **A. Yes.**

8 Q. You just mentioned the EMT class.

9 **A. Uh-huh.**

10 Q. Any medical training besides that?

11 **A. Up until a couple months ago, I was a
12 licensed paramedic.**

13 Q. What does that entail?

14 **A. Can you be more specific?**

15 Q. What do you have to do to become a licensed
16 paramedic?

17 **A. Go to paramedic school.**

18 Q. Okay. What is paramedic school?

19 **A. It's a school where one goes to learn how to
20 be a paramedic.**

21 Q. What do you have to do to be a paramedic?

22 **A. Take a variety of courses of instruction.**

23 Q. On what?

24 **A. Anatomy and physiology, medication,
25 pharmacology, different medical classes.**

1 Q. All in all, how much school is that?

2 A. I think it's about two years.

3 Q. Did you go full-time?

4 A. No.

5 Q. When did you first become a licensed
6 paramedic?

7 A. Gosh, about 2002, maybe 2003.

8 Q. You said you were a licensed paramedic until
9 recently; is that correct?

10 A. Correct.

11 Q. When did you stop being a licensed
12 paramedic?

13 A. My license expired in October.

14 Q. If I understand correctly, becoming a
15 licensed paramedic is more intense than just being an
16 EMT; is that correct?

17 A. Correct.

18 Q. Okay. Other than taking the EMT class and
19 becoming a licensed paramedic, do you have any other
20 medical training?

21 A. No.

22 Q. Do you have any correctional training?

23 A. No.

24 Q. Do you have a driver's license?

25 A. I do.

1 Q. Do you have any specialized driving
2 training?

3 A. Through the police department I do.

4 Q. What kind?

5 A. Training to be -- we are taught some
6 training in the police academy, and then we had some
7 ancillary training, gosh, 10 years ago.

8 Q. On how to drive particular kinds of
9 vehicles?

10 A. How to drive in emergency situations.

11 Q. Do you have bicycle training?

12 A. I do.

13 Q. What kind of bicycle training do you have?

14 A. A variety of bicycle training. I am a
15 instructor/trainer at the International Police
16 Mountain Bike Association.

17 Q. When did you first take on that role?

18 A. Gosh, three years ago.

19 Q. What does that entail?

20 A. That allows me to train other bicycle
21 instructors.

22 Q. Train the trainers kind of a thing?

23 A. Correct.

24 Q. What do you train people to do?

25 A. Can you be more specific?

1 Q. When you're training other bike instructors,
2 what are you trying to teach them?

3 A. Mainly it's training them to become
4 competent instructors and essentially weeding out
5 those who aren't capable of instructing other
6 instructors.

7 Q. So you're making assessments about their
8 capability to train others; is that correct?

9 A. Correct.

10 Q. And if you think about what the instructors
11 that you're training are trying to pass on to people
12 who are learning about bikes, what are they trying to
13 train people?

14 A. So for the basic police course. I'm also an
15 instructor in the basic police course since that's a
16 building block essentially to becoming an
17 instructor/trainer. And the question was what type of
18 skills are we teaching folks?

19 Q. Yes.

20 A. There's a little bit of classroom
21 instruction in terms of nutrition, physical exercise,
22 vehicular traffic, riding as a vehicle, things to look
23 out for in terms of obstructions or roadway hazards.
24 And there's a lot of on-bike exercises.

25 Q. Any other certifications related to bike

1 training or licenses relating to bike training?

2 A. No.

3 Q. Do you have any other certifications or
4 licenses relevant to your police work?

5 A. Not that come to mind immediately.

6 Q. You do in-service training every year; is
7 that right?

8 A. What kind of training?

9 Q. With the police academy.

10 A. I do some in-service training. I'm also --
11 and I forgot to mention that I'm also a Narcan
12 instructor, so I have taught quite a few classes in
13 terms of Narcan administration.

14 Q. You said that the basic police unit is a
15 building block to becoming an instructor/trainer --

16 A. Yes.

17 Q. -- for bikes? When did you first do that
18 unit?

19 A. When I became a basic police cyclist
20 instructor, in 2010.

21 Q. Have you ever been convicted of a crime?

22 A. No.

23 Q. How about an infraction or an ordinance
24 violation?

25 A. Maybe a traffic ticket when I was a

1 **teenager, but it's been -- I couldn't give you any**
2 **specifics on it.**

3 Q. Other than traffic?

4 A. No.

5 Q. Have you ever been prosecuted for a crime?

6 A. No.

7 Q. Have you ever been arrested?

8 A. **Like for a traffic -- again, a traffic**
9 **ticket back when I was a teenager, late teens.**

10 Q. Other than for a traffic violation, have you
11 ever been arrested?

12 A. No.

13 Q. Okay. I'm going to ask you some questions
14 about your employment history. When did you start at
15 the St. Louis Metropolitan Police Department?

16 A. **I started the police academy in Juneish of**
17 **2005.**

18 Q. If you could just describe what you did
19 after that.

20 A. **After I started with the police department?**
21 **I went to the police academy for approximately six and**
22 **a half months.**

23 Q. I can ask you about each role that you had
24 after that, or you can just tell me, "I did this and
25 this from this date to this date," however you want to

1 do it.

2 A. So after I graduated the police academy, I
3 was assigned to the 9th District as a police officer,
4 a probationary police officer. I was later promoted
5 to -- after which I was promoted to the rank of police
6 officer.

7 After about two and a half years, I was
8 transferred to our anticrime division as a detective.
9 I spent about seven years in anticrime, after which I
10 was promoted to the rank of sergeant. And then I was
11 transferred to the 5th District.

12 After about two years in the 5th District, I
13 was detached to the 4th District to the downtown
14 bicycle unit. And I'm currently serving as a sergeant
15 on a line platoon in the 4th District. And that's
16 where we're at now.

17 Q. Okay. When you say you were detached to the
18 4th District, what does that mean?

19 A. A detachment is when -- so there's two
20 mechanisms by which people move around the police
21 department. One of them is a transfer, and one of
22 them is a detachment. So it's essentially semantics,
23 but I was still assigned to the 5th District but
24 detached to the 4th.

25 Q. Okay. It is sort of more temporary than a

1 transfer?

2 **A. It could be, yes.**

3 Q. Okay. At the time of the events in this
4 case of September 2017, what was your assignment?

5 **A. I was detached to the bicycle unit.**

6 Q. You were a sergeant at that time; is that
7 correct?

8 **A. Correct.**

9 Q. But to be technical, you were still part of
10 the 5th District; is that right?

11 **A. Right now?**

12 Q. At the time of the events in this case.

13 **A. Correct.**

14 Q. Okay. You used the term "line platoon."
15 What does that mean?

16 **A. A line platoon is -- it's a set of beat
17 police cars, and I supervise that line platoon or set
18 of police cars.**

19 Q. The Bike Unit is part of the 4th District
20 patrol?

21 **A. Correct.**

22 Q. Did you work in a law enforcement capacity
23 anywhere besides St. Louis Metropolitan Police
24 Department?

25 **A. No.**

1 Q. Why were you detached to the 4th District?

2 A. You'd have to ask the commanders that.

3 Q. Who detached you?

4 A. The chief of police.

5 Q. It's not something you applied for or sought
6 out?

7 A. I -- not -- no.

8 Q. Remind me again when you were promoted to
9 sergeant.

10 A. December of '14.

11 Q. Did you receive additional trainings along
12 with your promotion?

13 A. Yes.

14 Q. What kind of training did you receive?

15 A. It's been four years now, but it was a two-
16 or three-day course of training, and I couldn't
17 remember -- it might have -- there's a little bit to
18 do with diversity and then some administrative --
19 administrative attributes they wanted to impart on the
20 new promotees.

21 Q. How do the duties of the sergeant differ
22 from the duties of the patrol officer?

23 A. In quite a number of ways. Sergeants
24 supervise, again, front -- in my case frontline police
25 officers on the street. I supervise their calls. I

1 **ensure that my officers are doing what they're**
2 **supposed to do essentially. I review reports, and I**
3 **refer matters to the watch commander as necessary.**

4 Q. How many officers do you supervise?

5 A. **Right now?**

6 Q. Right now.

7 A. **Approximately eight.**

8 Q. And at the time of the events in this case,
9 so September of 2017, how many officers did you
10 supervise?

11 A. **I was -- it really kinda depended. Things**
12 **were very dynamic, so I didn't have any officers under**
13 **my direct supervision during the events. So I**
14 **generally acted as a liaison between my lieutenant and**
15 **the other sergeants who had squads.**

16 Q. So other sergeants had groups of officers
17 that they were in charge of; you coordinated between
18 those sergeants and your commanding lieutenant; is
19 that correct?

20 A. **Correct.**

21 Q. Who was your lieutenant at that point?

22 A. **Scott Boyher.**

23 Q. Is he also part of the Bike Unit?

24 A. **Yes.**

25 Q. Do you work anywhere else?

1 **A. Yes.**

2 Q. Where else do you work?

3 **A. I work for the City's Finest, LLC.**

4 Q. What is that?

5 **A. It's a security company that contracts with**
6 **neighborhood and business taxing districts to provide**
7 **supplemental police patrol.**

8 Q. What capacity do you work in?

9 **A. I'm the chief operations officer.**

10 Q. What does that mean?

11 **A. I am essentially second in charge of the**
12 **company.**

13 Q. How many hours do you work there per week?

14 **A. It varies. So anywhere from maybe five**
15 **hours to 20.**

16 Q. How many hours do you work a week as an
17 officer?

18 **A. As a sergeant, about 40.**

19 Q. During the events in this case, were you
20 ever working for the City's Finest?

21 **A. I can't recall specifically.**

22 Q. It's possible?

23 **A. Yes.**

24 Q. Does the City's Finest have video
25 capability?

1 **A. You've got to be more specific.**

2 Q. Do you use cameras there?

3 **A. Yes.**

4 Q. Okay. Did you review any videos from the
5 City's Finest that relate to the Stockley protest?

6 **A. No.**

7 Q. During a given shift, what takes up most of
8 your time?

9 MS. DUNCAN: Object as to vague. Are you
10 talking about his time with the City's Finest?

11 Q. (By Ms. Steffan) I'll rephrase. I'm
12 talking about in your capacity as a sergeant with St.
13 Louis Metropolitan Police Department, during a given
14 shift, what takes up most of your time?

15 **A. It really depends on what day it is or**
16 **what's going on. It could either be supervising**
17 **critical scenes, homicide scenes, or it could be**
18 **administrative work, or it could be helping my**
19 **officers on calls. There's not one thing that takes**
20 **up most time.**

21 Q. You just mentioned three things, supervising
22 scenes, doing administrative work, helping officers on
23 calls. Are there other things that are -- that take
24 up a lot of your time while you're working?

25 **A. Again, it just depends on what happens**

1 **throughout the course of the day.**

2 Q. So maybe, is that what you're saying?

3 A. **It's a really hard question to answer**
4 **especially with how vague it is.**

5 Q. Okay. How do your shifts work? Do you work
6 9 to 5, or do you do 12-hour shifts?

7 A. **I work -- the group of people I work with in**
8 **the district and district sergeants typically work --**
9 **I'm on a day, afternoon rotating schedule. So for**
10 **three weeks I work day watch, which is either 6:50 to**
11 **1450 or 7:30 to 15 -- I'm sorry. 7:10 to 1510. When**
12 **we're on afternoons, we will work either 1450 to 2250**
13 **or 1510 to 2310.**

14 Q. So you do three weeks on day watch, three
15 weeks on afternoon?

16 A. **Correct.**

17 Q. Do you work any overtime?

18 A. **Not typically. If I have to stay over, I**
19 **will.**

20 Q. You worked a lot of overtime during the
21 events in this case; is that right?

22 A. **Yes.**

23 Q. That was unusual for you?

24 A. **Yes.**

25 Q. Have you received commendations during your

1 tenure with the police department?

2 **A. Yes.**

3 Q. What commendations have you received?

4 **A. Received multiple chief's letters of**
5 **commendation.**

6 Q. If I understand the chief's letters
7 correctly, that's basically saying you did a great job
8 in this particular situation; is that right?

9 **A. Correct.**

10 Q. Did you receive any chief's letters related
11 to your actions during the Stockley protest?

12 **A. No.**

13 Q. How about captain's letters?

14 **A. No.**

15 Q. I'm going to ask you some questions about
16 your disciplinary history. Have you ever been demoted
17 while you've been with the police department?

18 MS. DUNCAN: I'm going to object to any kind
19 of disciplinary or personnel records as confidential.
20 Subject to that, he can answer. We just ask that it
21 be subject to Protective Order.

22 MS. STEFFAN: There's no Protective Order in
23 this case right now. Are you going to seek one?

24 MS. DUNCAN: We may if it gets into like
25 personal disciplinary history, things like that.

1 Q. (By Ms. Steffan) Have you ever been demoted
2 while you've been with the police department?

3 A. No.

4 Q. Have you ever been assigned to
5 administrative duties?

6 A. Yes.

7 Q. When were you assigned to administrative
8 duties?

9 A. Back in 2009.

10 Q. What was the cause of you being assigned to
11 administrative duties?

12 A. I was involved in two separate critical
13 incidents.

14 Q. What is a critical incident?

15 A. That is I guess abnormal or -- where I guess
16 -- a critical incident. An incident that is outside
17 of what would be normal for police officers to
18 experience.

19 Q. What were the two critical incidents?

20 A. They were two separate shootings.

21 Q. Are you saying they were officer-involved
22 shootings?

23 A. Yes.

24 Q. So officers did the shooting; is that what
25 you're saying?

1 **A. Correct.**

2 Q. Were you the shooter in either case?

3 **A. Yes.**

4 Q. Both or just one?

5 **A. Both.**

6 Q. How long were you assigned to administrative
7 duties?

8 **A. Just the three days I think on each case.**

9 Q. To your understanding, is that something
10 that happens automatically?

11 **A. Yes.**

12 Q. Were both of the victims of the shooting
13 suspects?

14 **A. Yes.**

15 Q. Were the incidents related to each other or
16 separate?

17 **A. Separate.**

18 Q. Were the suspects on foot or in cars or
19 somewhere else?

20 **A. One was on foot, and one was in a vehicle.**

21 Q. Other than after those two critical
22 incidents, have you ever been assigned to
23 administrative duties?

24 **A. No.**

25 Q. Have you ever been suspended with pay?

1 **A. No.**

2 Q. Have you ever been suspended without pay?

3 **A. Yes.**

4 Q. When were you suspended without pay?

5 **A. About two and a half years ago. I can't**
6 **give you the dates specifically.**

7 Q. What was the cause of you being suspended
8 without pay?

9 **A. It was alleged that I violated the pursuit**
10 **policy.**

11 Q. When you say "the pursuit policy," that's an
12 officer pursuing a fleeing suspect; is that right?

13 **A. Correct.**

14 Q. What were you alleged to have done?

15 **A. I'm still not actually very clear on it.**
16 **But it was alleged that -- there was a group of people**
17 **who got on the highway the wrong way, I was not one of**
18 **them, in pursuit of a suspect who committed a homicide**
19 **in broad daylight in a packed neighborhood.**

20 Q. You were not one of the people who got on
21 the highway?

22 **A. Correct.**

23 Q. There were other officers who were?

24 **A. Yes.**

25 Q. And you were, to your mind, sort of

1 accidentally caught up with those officers?

2 **A. I wouldn't say I was accidentally caught up**
3 **because I was involved in the pursuit.**

4 Q. Gotcha. Okay. You were involved in the
5 pursuit, but you did not get on the highway going the
6 wrong way?

7 **A. Correct.**

8 Q. How long were you suspended without pay?

9 **A. Two days.**

10 Q. Were you ultimately found not to have
11 violated the pursuit?

12 **A. I was found to have violated it.**

13 Q. But you disagree with that?

14 **A. Yes. I think that's fair to say.**

15 Q. Other than that occasion, have you ever been
16 suspended without pay?

17 **A. No.**

18 Q. Have you ever been docked pay or benefits as
19 a disciplinary matter?

20 **A. No.**

21 Q. Have you received a written reprimand?

22 **A. No.**

23 Q. How about a verbal reprimand?

24 **A. No.**

25 Q. Have you ever been told you needed to

1 receive counseling or retraining on a department
2 policy?

3 A. No.

4 Q. Do you know if anyone has filed a civilian
5 complaint against you?

6 A. There's been a variety -- there's been a
7 variety of civil complaints leveled against me.

8 Q. Do you recall the circumstances of any of
9 those complaints?

10 A. There was one I guess a few -- back when I
11 was in the Bike Unit, but after the Stockley protest
12 there was a gentleman who believed that I was unfair
13 in issuing him a traffic ticket. But his complaint
14 was deemed to have no merit. So no -- there weren't
15 even any official documents prepared for the
16 complaint. But it was brought to my attention that
17 the gentleman had complained.

18 Q. How was that brought to your attention?

19 A. Somebody in IAD, our internal affairs
20 division, let me know.

21 Q. Did IAD conduct an interview with you?

22 A. With me for this case, no.

23 Q. Other than that complaint, do you know of
24 any civilian complaints filed against you?

25 A. As I said, I think there have been others,

1 **but none of them have been substantiated or gone**
2 **anywhere.**

3 Q. Do you know how many?

4 A. **No.**

5 Q. Do you know approximately?

6 A. **Maybe two or three.**

7 Q. In each case, has IAD told you about the
8 complaint?

9 A. **Yes.**

10 Q. Did IAD interview you?

11 A. **Not for those cases, no.**

12 Q. Has IAD ever interviewed you in relation to
13 a civilian complaint?

14 A. **Yes.**

15 Q. When did IAD interview you?

16 A. **There was a couple times back when I was in**
17 **anticrime I was interviewed by IAD, but I can't recall**
18 **the specific cases. I was never given any discipline**
19 **for anything. I don't think that I was the target of**
20 **the complaint in any of those cases.**

21 Q. Do you know if anyone has filed an
22 employee-misconduct report against you?

23 A. **At any time?**

24 Q. Yes.

25 A. **Yes.**

1 Q. You know that someone has done that?

2 A. As a -- a member of the department or a
3 civilian?

4 Q. Either.

5 A. Yes.

6 Q. Was it a civilian or a member of the
7 department?

8 A. A member of the department.

9 Q. When did that happen?

10 A. Again, in the case we were -- with the
11 pursuit policy, there's an EMR generated. And then
12 more recently there was an EMR generated alleging that
13 I violated the sick-time policy.

14 Q. When was that filed?

15 A. Couple weeks ago.

16 Q. Other than those two EMRs, do you know if
17 anyone else has filed an employee-misconduct report
18 against you?

19 A. Not that I'm aware of.

20 Q. If I understand correctly, if an officer
21 uses a certain -- uses force a certain number of times
22 in a certain period, there's an automatic review; is
23 that correct?

24 A. What period of time are you talking about,
25 right now?

1 Q. Is that not true now?

2 A. Yes, it is true now.

3 Q. Okay. At the time of the events in this
4 case say during the year of 2017, was that true? Was
5 there an automatic review if an officer used force a
6 certain number of times in a certain period?

7 A. I believe so.

8 Q. You don't recall when that policy took
9 effect?

10 A. No.

11 Q. Do you know what the triggering number of
12 times is?

13 A. No.

14 Q. Do you know what period of time is looked
15 at? Is it a year or month or something between?

16 A. I don't know.

17 Q. Have you ever been reviewed for using force
18 a certain number of times in a certain period?

19 A. No.

20 Q. Have you ever filed an employee-misconduct
21 report on another officer?

22 A. No.

23 Q. Thinking back to the time of the events in
24 this case, just to confirm, you were a sergeant and
25 you were part of the Bike Unit; is that correct?

1 **A. Yes.**

2 Q. You were also part of the Bicycle Response
3 Team; is that right?

4 **A. Correct.**

5 Q. How did those groups differ?

6 **A. The bicycle unit and then the Bicycle
7 Response Team?**

8 Q. Uh-huh.

9 **A. The Bike Unit is comprised of members of the
10 department who work full-time downtown, and they spend
11 most of their time on bicycles.**

12 The bicycle -- those folks that are assigned
13 to the Bike Unit are members of the Bicycle Response
14 Team. Other folks from different areas of the city
15 have also -- are also members of the Bicycle Response
16 Team.

17 Q. The Bike Unit is about 22 officers; is that
18 right?

19 **A. I think the authorized strength is 28
20 including supervisors and the commander. But I don't
21 know how many they have right now assigned to them.**

22 Q. And the Bicycle Response Team is how many
23 officers?

24 **A. I don't know how many right now.**

25 Q. Do you know approximately?

1 **A. No.**

2 Q. It's bigger than the Bike Unit, right?

3 **A. Correct.**

4 Q. Members of the Bicycle Response Team also
5 have training related to bicycles but not as many --
6 not as much training as the permanent Bike Unit --

7 **A. I would say their --**

8 Q. -- members?

9 **A. -- their training is about equal.**

10 Q. As a member of the Bike Unit, what equipment
11 is issued to you?

12 **A. Well, I'm not currently a member of the Bike**
13 **Unit. I'm in the 4th District. But you would --**

14 Q. Okay. So if I have this correct now, at the
15 time of the events in this case, you were detached to
16 the 4th District and a member of the Bike Unit.

17 Now you are still detached to the 4th
18 District; you are no longer a member of the Bike Unit?

19 **A. I've actually been transferred to the 4th**
20 **District.**

21 Q. I see. Okay.

22 **A. But I'm not a member of the Bike Unit**
23 **currently.**

24 Q. Okay. When did you get officially
25 transferred to the 4th District?

1 **A. About three weeks ago.**

2 Q. Okay. Is that also about three weeks ago,
3 is that also when you stopped being a member of the
4 Bike Unit?

5 **A. No. I haven't been on the Bike Unit since**
6 **mid July.**

7 Q. Why did you stop being a member of the Bike
8 Unit?

9 **A. I took some personal time, personal leave.**
10 **So while I was gone on personal leave, they filled the**
11 **bike spot essentially with another sergeant.**

12 Q. Okay. How long were you on personal leave?

13 **A. About two and a half or three months.**

14 Q. Was that with pay or without pay?

15 **A. With pay.**

16 Q. Why did you take personal leave?

17 MS. DUNCAN: I'm going to object as
18 confidential and also irrelevant.

19 Q. (By Ms. Steffan) Did your personal leave
20 have anything to do with the events in this case?

21 **A. No.**

22 Q. Did you decide to go on personal leave, or
23 did somebody tell you to go on personal leave?

24 **A. I decided to.**

25 Q. Is personal leave something that's available

1 to all members of the force?

2 **A. Yes.**

3 Q. With pay?

4 **A. Yes. It depends on how much time they have**
5 **in their respective banks.**

6 Q. You used time that you had banked up,
7 vacation time, or something like that?

8 **A. Correct.**

9 Q. When you were a member of the Bike Unit, did
10 you have a bike that was yours, or do you share bikes
11 amongst officers?

12 **A. I had a bike that was assigned to me.**

13 Q. What brand was it?

14 **A. Volcanic.**

15 Q. Is it a patrol bike?

16 **A. Yes.**

17 Q. How are patrol bikes different from regular
18 civilian bikes?

19 **A. I would say that patrol bikes typically have**
20 **better equipment. Derailers, chains, shocks, bike**
21 **racks.**

22 Q. What's a derailleur?

23 **A. It's a mechanism that allows the chain to**
24 **shift different gears.**

25 Q. And that was true of your patrol bike, it

1 had that better equipment?

2 **A. Comparatively to other bicycles on the**
3 **market, yes.**

4 Q. I assume you also had a uniform assigned to
5 you, correct?

6 **A. Yes.**

7 Q. What other equipment was assigned to you as
8 a member of the Bike Unit?

9 **A. A bag, lights for the bike, a helmet and**
10 **then moisture-wicking shirts, so different shirts,**
11 **pants, shorts.**

12 Q. How about a name tag, name badge?

13 **A. No, I didn't have a name badge. Our names**
14 **were sewed into all of our piece of equipment.**
15 **Embroidered I guess would be the better term.**

16 Q. On the front of your shirt; is that right?

17 **A. Yes, ma'am.**

18 Q. Do you wear your name anywhere else, on the
19 back of your shirt or on a coat, on your sleeve,
20 anything like that?

21 **A. If we had a coat on, but during the Stockley**
22 **protest it was pretty warm. But on any outer garment**
23 **we're required to have our last name affixed to it.**

24 Q. How about a raincoat?

25 **A. A raincoat, I don't wear a rain coat down**

1 **there.**

2 Q. Do you have a raincoat?

3 **A. I do.**

4 Q. Does it have your name on it?

5 **A. No. But I put a name tag on it if I do wear**
6 **it.**

7 Q. That doesn't puncture it?

8 **A. It does puncture it.**

9 Q. Are you issued tactical gear as a -- when
10 you were a member of the Bike Unit, were you issued
11 tactical gear?

12 **A. You're gonna have to be more specific**
13 **regarding tactical gear.**

14 Q. When I say "tactical gear," what do you
15 understand that to mean?

16 **A. I understand tactical gear to be heavy armor**
17 **with a Kevlar helmet or some sort of ballistic helmet.**

18 Q. Were you issued a ballistic helmet as a
19 member of the Bike Unit?

20 **A. No.**

21 Q. You said Lieutenant Boyher was your
22 lieutenant as a member of the Bike Unit during the
23 Stockley protest; is that right?

24 **A. Correct.**

25 Q. Who's your commanding officer now?

1 **A. Lieutenant Kirk Deeken and Captain Renee**
2 **Kriesmann.**

3 Q. Who was your captain at the time of the
4 Stockley protest?

5 **A. Captain Kriesmann, K-R-I-E-S-M-A-N-N.**

6 Q. If I recall correctly from your testimony in
7 court in this case, you worked 20 hours on Friday,
8 September 15th, 2017; is that right?

9 **A. Yes.**

10 Q. That's still true?

11 **A. Yes.**

12 Q. And you worked 16 hours on Sunday,
13 September 17th, 2017 --

14 **A. Yes. I believe that's correct.**

15 Q. Were Lieutenant Boyher -- was Lieutenant
16 Boyher working during that time?

17 **A. Yes.**

18 Q. How about Captain Kriesmann?

19 **A. I don't recall what her hours were.**

20 Q. As a member of the Bike Unit and thinking
21 about the Stockley protest in particular, did you work
22 with the Documentation Team?

23 **A. Not very closely.**

24 Q. Do you know what the Documentation Team is?

25 **A. Yes.**

1 Q. What is it?

2 A. Their function is to document events as they
3 occur.

4 Q. How many officers are assigned to that team?

5 A. I don't know.

6 Q. Did you work with the Civil Disobedience
7 Team?

8 A. At what point?

9 Q. Thinking back to the Stockley protest, did
10 you work with the Civil Disobedience Team?

11 A. At what point during the Stockley protest?

12 Q. At any point.

13 A. Yeah. Sure. I think that's a fair -- it's
14 fair to say yes.

15 Q. Are you a member of the Civil Disobedience
16 Team?

17 A. Years ago.

18 Q. Not in 2017?

19 A. Correct.

20 Q. And not now?

21 A. Correct.

22 Q. Do I understand correctly that the Civil
23 Disobedience Team is similar to the Bicycle Response
24 Team in that an officer is a member of CDT and also
25 has another assignment?

1 **A. Yeah, I think that's fair to say.**

2 Q. Years ago you were a member of CDT?

3 **A. Yes.**

4 Q. Did you do training to become a member of
5 CDT?

6 **A. Yes.**

7 Q. What kind of training did you do?

8 **A. What kind of training?**

9 MS. DUNCAN: To the extent that you
10 remember.

11 **A. So we did training with like line formations**
12 **and how to don protective gear.**

13 Q. (By Ms. Steffan) I'm going to ask you to
14 clarify. When you say "years ago," how many years
15 ago?

16 **A. I can't even tell you when the last time I**
17 **took CDT training was.**

18 Q. Okay. Do you recall testifying at a court
19 hearing for this lawsuit?

20 **A. For the preliminary -- at the preliminary**
21 **injunction hearing?**

22 Q. Yes.

23 **A. Yes.**

24 Q. Are you aware that the court entered an
25 order after that hearing?

1 **A. Yes.**

2 Q. What does that order say?

3 **A. I don't know.**

4 MS. DUNCAN: And just -- I'm going to object
5 in that the order speaks for itself.

6 Q. (By Ms. Steffan) Do you have an
7 understanding of what the order says?

8 **A. Not -- not particularly.**

9 Q. Have you read it?

10 **A. A long time ago or when the order was**
11 **issued, I did.**

12 Q. How have you changed your practices after
13 that order was issued?

14 **A. I haven't changed any of my practices**
15 **personally.**

16 Q. When did you first hear about the Stockley
17 case?

18 MS. DUNCAN: Object as to vague. Do you
19 mean the verdict or --

20 Q. (By Ms. Steffan) Just when did you first
21 hear of the case, the Stockley case?

22 **A. Are you talking about like when it --**

23 MS. DUNCAN: Same objection. You can answer
24 it if you understand.

25 **A. Like -- are you saying like when the -- when**

1 **he was involved in the police shooting?**

2 Q. (By Ms. Steffan) When did you first hear
3 that there was a criminal case against Officer
4 Stockley?

5 A. **I read it in the paper, but I can't be**
6 **specific as to when.**

7 Q. That's fine. If you don't remember, feel
8 free to say you don't remember. When did you find out
9 that a verdict had been issued?

10 A. **The morning of the 15th. I don't recall**
11 **what time.**

12 Q. Was it while you were at work or before you
13 arrived at work?

14 A. **At work.**

15 Q. At that time thinking back to the morning of
16 the 15th, did you believe that there would be protests
17 related to the Stockley verdict?

18 A. **Yes.**

19 Q. What did you base that belief on?

20 A. **There was -- it was known that there -- how**
21 **can I say this? It was known that there were people**
22 **very angry about the potential outcome of the trial,**
23 **and it was thought that there was going to be civil**
24 **unrest in the wake of the verdict either way.**

25 Q. When you use the term "civil unrest," what

1 do you mean?

2 **A. Folks that are very angry about what**
3 **happened and the possibility of violence or property**
4 **destruction.**

5 Q. How did you prepare for the protests that
6 you believed would be coming?

7 **A. At what point?**

8 Q. Any point.

9 **A. Like personally or like the department or --**

10 Q. What did you do to prepare in your work
11 capacity to -- when you knew the protests were coming?

12 **A. We had to come in at 8 o'clock that morning,**
13 **and we had the Bicycle Response Team -- everybody in**
14 **the Bicycle Response Team was ordered to report to**
15 **work at the bike office that morning.**

16 Q. What happened after you reported for work?

17 **A. Like first thing in the morning? I think I**
18 **probably ate breakfast.**

19 Q. Did you all meet together, or did you get
20 your bike, or what did you do first when you arrived?

21 **A. As I said, we probably ate breakfast, but I**
22 **don't recall specifically what we did when I arrived.**

23 Q. How long did you spend at the bike office
24 before you went out on the street?

25 **A. I don't know.**

1 Q. Do you know what time you went out on the
2 street?

3 A. No.

4 Q. When you went out on the street, were you
5 with the Bike Response Team?

6 A. Yes.

7 Q. If I understand right, that's Bike Unit plus
8 additional auxiliary officers; is that correct?

9 A. BRT officers, yes.

10 Q. Everyone who is on the Bike Unit is also a
11 member of the BRT, right?

12 A. Correct.

13 Q. Okay. What was your first assignment that
14 day?

15 A. Well, to come to work.

16 Q. And then what?

17 A. I don't recall what the first assignment was
18 specifically.

19 Q. Where did you first go from the bike office?

20 A. I don't remember specifically.

21 Q. Thinking back to the morning of the 15th of
22 September 2017, do you recall any orders you were
23 given that morning?

24 A. Any orders?

25 Q. Any orders related to the Stockley protest?

1 **A. That morning, no. Not very specifically,**
2 **no.**

3 Q. Did the Bike Response Team stage somewhere
4 at some point?

5 **A. At some point, yes.**

6 Q. In the morning or afternoon; do you recall?

7 **A. Both.**

8 Q. Okay. Where did you first stage?

9 **A. Gosh, I can't remember specifically where we**
10 **first staged, but I know that we went out, and then we**
11 **kind of regrouped at a particular spot.**

12 Q. Do you recall where you regrouped?

13 **A. No.**

14 Q. Okay. If you can just describe for me, were
15 you riding around, or were you walking your bike
16 throughout that morning, or were you stationary in one
17 place?

18 **A. It depends on at which specific point you're**
19 **talking about.**

20 Q. Did you do all of those things?

21 **A. Yes.**

22 Q. Okay. You were downtown; is that right?

23 **A. During the morning --**

24 Q. During the morning of September 15th, 2017?

25 **A. Yes.**

1 Q. Did you remain downtown that whole day?

2 A. No.

3 Q. Where else did you go?

4 A. We also went to the Central West End later
5 that evening.

6 Q. Thinking to the period of time where it was
7 light on September 15th, 2017, were you downtown that
8 whole time?

9 A. Not the entire time but most of it, yeah.
10 Yeah, most of it I would say.

11 Q. Where else did you go?

12 A. In the evening time, as I said, we went to
13 the Central West End. But as I said, I'm pretty sure
14 we spent most of our time downtown the first day.

15 Q. Was there an area downtown that you
16 patrolled most heavily?

17 A. Not specifically.

18 Q. Are you familiar with the term "incident
19 commander"?

20 A. Yes.

21 Q. What does that mean?

22 A. It's the person who is in charge of an
23 incident.

24 Q. How does a person become in charge of an
25 incident?

1 **A. Probably by virtue of rank.**

2 Q. And by that you mean the highest ranking
3 person at an incident would be the incident commander?

4 **A. Not necessarily but in some cases, yes.**

5 Q. Were you ever an incident commander on
6 September 15th?

7 **A. No.**

8 Q. Okay. Is it fair to say that you were
9 taking orders from somebody that whole day?

10 **A. I took orders from others throughout the**
11 **day, yes.**

12 Q. Have you ever been an incident commander?

13 **A. No.**

14 Q. Is it generally something that someone with
15 a higher rank than sergeant would be?

16 **A. Usually -- typically. Backing up though,**
17 **like let's say if I'm the ranking person on a homicide**
18 **scene or a critical incident or a person has been**
19 **struck or any number of major incidents, the first**
20 **ranking person on the scene becomes the incident**
21 **commander until they're relieved by either the**
22 **appropriate command -- or investigatory unit or a**
23 **commander.**

24 So I guess I should amend what I said and
25 **say, yes, I have been an incident commander.**

1 Q. Until you were relieved by someone of higher
2 rank?

3 A. Either of higher rank or the appropriate
4 investigative unit.

5 Q. Okay. If I use the phrase "an exigent
6 safety situation," are you familiar with that phrase?

7 A. Yes.

8 Q. What does that mean?

9 A. Well, it can be pretty vague, but a
10 situation where life safety is in danger that has to
11 be corrected or I guess there's also exigent
12 circumstances in a legal sense.

13 Q. If I use the phrase "the bus incident," do
14 you know what I'm talking about?

15 A. In general terms, yes.

16 Q. Okay. Is it fair to say that on the
17 afternoon of September 15th near Tucker and Clark,
18 there was a time where there were some Metro buses
19 there and some protesters at that same intersection?

20 A. Yes.

21 Q. You were working at that time, correct?

22 A. Correct.

23 Q. You were near the buses?

24 A. I was told to go near the buses.

25 Q. What was your mission in going near the

1 buses?

2 **A. To extract the buses safely.**

3 Q. Who told you that that was what you were
4 supposed to do?

5 **A. We were told over the radio and then also**
6 **Lieutenant Boyher.**

7 Q. Were you told where the buses should be
8 extracted to?

9 **A. No, not specifically.**

10 Q. Were you told which way they should go?

11 **A. No.**

12 Q. How long did it take you to extract the
13 buses?

14 **A. I don't recall specifically.**

15 Q. How many buses were there?

16 **A. Two.**

17 Q. What were the buses being used for?

18 **A. I believe they were being used to transport**
19 **and convey members of the CDT.**

20 Q. When you were told to extract them, were
21 they empty or full or somewhere in between?

22 **A. One bus I know was full.**

23 Q. Meaning it had CDT officers on it?

24 **A. And civilians, yes.**

25 Q. What civilians?

1 **A. The bus driver.**

2 Q. So it had one civilian on it?

3 **A. I don't recall if there was more than one**
4 **civilian, but there was at least one on there.**

5 Q. What about the other bus?

6 **A. I don't know if the other bus had people on**
7 **it or not. At some point, I think the folks that were**
8 **on the bus got off the bus during the so-called "bus**
9 **incident."**

10 Q. While the bus was still stationary at that
11 location or after it had moved?

12 **A. While it was stationed at that location.**

13 Q. So if I understand correctly, you got an
14 order over the radio that you and the Bike Response
15 Team were supposed to extract the buses safely; is
16 that correct?

17 **A. Correct.**

18 Q. Were you told how to do that?

19 **A. No.**

20 Q. Who decided how to go about that mission?

21 **A. Well, we -- we -- I guess the supervisors**
22 **decided how to go about that mission, and the Bicycle**
23 **Response Team folks used their training.**

24 Q. Who were the supervisors? Are you a
25 supervisor?

1 **A. I am.**

2 Q. So you consulted with other supervisors?

3 **A. With the lieutenant and other supervisors,**
4 **yes.**

5 Q. The other supervisors also being sergeants;
6 is that right?

7 **A. Yes.**

8 Q. So once you got that order, you, Lieutenant
9 Boyher, the other sergeants spoke about what to do
10 next; is that right?

11 **A. I recall Sergeant -- or Lieutenant Boyher**
12 **and I are in a group of BRT officers discussing**
13 **strategy in terms of how to get the buses out safely**
14 **without escalating the situation more than -- how**
15 **volatile it was already.**

16 Q. How many officers were working with the Bike
17 Response Team at that point?

18 **A. I don't recall very specifically, but**
19 **probably close to between 30 and 40.**

20 Q. Were there other non-BRT officers there as
21 well?

22 **A. Where's there?**

23 Q. Near the buses.

24 **A. There were BRT officers on the buses, but I**
25 **don't recall if there were any police officers off of**

1 **the buses at that point when we first got there.**

2 Q. So the buses had CDT officers or BRT
3 officers or both?

4 **A. CDT officers --**

5 Q. Okay.

6 **A. -- from my understanding.**

7 Q. So the only Bike Response Team officers were
8 on foot with their bikes; is that right?

9 **A. Well, it depends on at what point you're**
10 **talking about.**

11 Q. When you had received the order to extract
12 the buses, who was there on the ground?

13 **A. Well, I don't know about other people, but**
14 **we kind of traveled in a group, so it was BRT**
15 **officers.**

16 Q. Okay. You didn't have any other units with
17 you besides BRT?

18 **A. Correct.**

19 Q. And how many sergeants were there?

20 **A. Including me, I think it was five.**

21 Q. Do you know who they were?

22 **A. Sergeant Schulte, Morrison, Flowers, Duke,**
23 **and Marx. How many is that?**

24 Q. Six including you; is that right?

25 **A. I think that's right. There may have been**

1 **somebody off that day. I don't remember.**

2 Q. So one of those officers may not necessarily
3 have been there?

4 **A. Sergeants, yes.**

5 Q. Sorry. Yes, sergeants. Okay. Did you
6 discuss several plans for extracting the buses or just
7 one plan?

8 **A. Just one plan.**

9 Q. What was the plan?

10 **A. To form columns of two, approach the bus and**
11 **make a path -- a clear path for the bus to safely**
12 **exit, the buses to safely exit.**

13 Q. Is it fair to say the buses were one right
14 behind the other?

15 **A. Yes.**

16 Q. And they were up against the sidewalk; is
17 that right?

18 **A. I don't know how -- I don't recall how close**
19 **they were to the sidewalk.**

20 Q. Okay. When you say "form columns of two,"
21 what does that mean?

22 **A. So essentially a row of two.**

23 Q. Okay. So one by one, one officer followed
24 by one officer followed by one officer?

25 **A. So in that configuration but double. So**

1 **there's --**

2 Q. Got it.

3 **A. If you think of two lanes of traffic,**
4 **there's two rows of bicycle officers.**

5 Q. Okay. At that point, the officers were all
6 walking their bikes; is that right?

7 **A. At what point?**

8 Q. When you had formed the columns of two and
9 you were planning to approach the bus, were you on
10 your bicycles or walking your bicycles?

11 **A. I believe we started on our bikes, and then**
12 **the crowd got too thick, so we dismounted our bikes.**

13 Q. How big was the crowd?

14 **A. In terms of numbers of --**

15 Q. Just numbers of people.

16 **A. I can't say. I can't tell you. There was a**
17 **lot of people.**

18 Q. Where was your position in the column?

19 **A. At what time?**

20 Q. At -- after you had dismounted from your
21 bike and you were approaching the bike -- or I'm sorry
22 -- the bus on foot, were you first in the column or in
23 the middle of the column or the back of the column?

24 **A. I was pretty close to the front.**

25 Q. Had you agreed ahead of time that that would

1 be where your position was, or was it just how you
2 ended up as you approached the bus?

3 A. It's how I ended up.

4 Q. It wasn't because you were a sergeant or
5 something like that?

6 A. Well, I was one of the supervisors, so I
7 didn't necessarily have to fall into that column of
8 two.

9 Q. Okay. I see. The columns were the patrol
10 officers?

11 A. Correct.

12 Q. And the supervisors were sort of around
13 them?

14 A. Correct.

15 Q. Okay.

16 A. Around or in the middle of the columns.

17 Q. You said when you first approached the bus,
18 you were on your bike but then the crowd got too
19 thick; is that right?

20 A. Well, between the time we discussed strategy
21 and the time we got to the bus, about -- I would say
22 the midpoint or shortly after we started riding, we
23 got off of our bike if I recall correctly. We may
24 have walked -- I -- I'm pretty sure we started out on
25 the bike.

1 Q. Was that part of your plan to dismount from
2 the bike?

3 A. That was very dynamic, so I think we -- if I
4 recall correctly, we dismounted the bike kind of on
5 the fly.

6 Q. How were you communicating with each other
7 at that point, the members of the Bike Response Team?

8 A. By voice.

9 Q. Just yelling?

10 A. Yelling or by radio.

11 Q. Where is your radio when you're walking your
12 bike?

13 A. At the time of the bus incident?

14 Q. Yes.

15 A. Attached to my hip.

16 Q. So if you want to talk into it, you have to
17 pick it up and --

18 A. No. Because I have an extension that goes
19 to my shirt.

20 Q. Gotcha. Do you have to press the button, or
21 does your voice automatically pick that --

22 A. I have to press a button.

23 Q. What channel were you on?

24 A. I don't remember.

25 Q. You were carrying pepper spray, right?

1 **A. Yes.**

2 Q. That's your handheld can?

3 **A. I was carrying -- wait. At what time?**

4 Q. Sorry. As you are approaching the buses and
5 you have dismounted your bike, are you carrying pepper
6 spray at that point?

7 **A. I had it on my belt.**

8 Q. You weren't carrying it in your hand?

9 **A. I don't remember if I had it in my hand or
10 if it was on my belt.**

11 Q. How big is your can of pepper spray that you
12 carry on your belt?

13 **A. I -- maybe about as big as that recorder.**

14 Q. Okay. So a few inches tall; is that fair to
15 say?

16 **A. Yes.**

17 Q. Okay. Does every officer carry pepper spray
18 on his or her belt?

19 MS. DUNCAN: Object as to speculation.
20 Subject to that, you can answer.

21 **A. Officers are issued cans of pepper spray to
22 carry on their belt.**

23 Q. (By Ms. Steffan) You wouldn't know if every
24 officer carries it at all times? I understand. You
25 know what a fogger is?

1 **A. I'm vaguely familiar with the term.**

2 Q. Based on your understanding of the term,
3 what is it?

4 **A. It's a device that distributes pepper spray**
5 **to disperse in a crowd.**

6 Q. You weren't carrying a fogger at the time
7 that you were approaching the bus in this incident
8 we're talking about, right?

9 **A. Correct.**

10 Q. Do you know if anyone in BRT was carrying a
11 fogger?

12 **A. Nobody was assigned a fogger.**

13 Q. Do you know who was assigned foggers?

14 **A. It's my understanding the department doesn't**
15 **have foggers.**

16 Q. Is it your understanding that it did not
17 have foggers at the time of this incident?

18 **A. Correct.**

19 Q. You've seen pictures of officers with
20 foggers from this day, correct?

21 **A. From this day?**

22 Q. Uh-huh.

23 **A. No.**

24 Q. Have you ever seen SLMPD officer carrying a
25 fogger?

1 **A. No.**

2 Q. The pepper spray that you are issued, you
3 typically carry that on your belt?

4 **A. Yes.**

5 Q. If I understand correctly, that -- if you
6 deploy that can of pepper spray, it issues a single
7 stream; is that correct?

8 **A. Correct.**

9 Q. What do you use pepper spray for?

10 MS. DUNCAN: I'll object as to vague.
11 Subject to that, you can answer if you understand.

12 **A. So the question was, what do I use pepper
13 spray for?**

14 Q. Yes.

15 **A. Pepper spray can be used to control a
16 subject who's disobeying direct orders from a police
17 officer, to assist in effecting a lawful arrest, and
18 it falls in the force continuum before open- or
19 closed-hand techniques, control techniques.**

20 Q. (By Ms. Steffan) What's the difference
21 between an open-hand technique and a closed-hand
22 technique?

23 **A. An open-hand technique would be use of force
24 such as placing somebody into an arm bar and directing
25 them to the ground or forcibly having to handcuff**

1 **somebody.**

2 Q. What's a closed-hand technique?

3 **A. Striking somebody with a baton or a fist.**

4 Q. So under the use-of-force continuum, it
5 would go first try pepper spray, then try an open-hand
6 technique and then try a closed-hand technique?

7 **A. First would be an officer's presence, and**
8 **then second would be verbal commands.**

9 Q. I see.

10 **A. Then he would elect to use pepper spray if**
11 **appropriate.**

12 Q. Are there -- is there anything in between a
13 verbal command and pepper spray?

14 **A. No. And I guess I misspoke. The Taser does**
15 **come into play too.**

16 Q. Is that a bigger use of force than a hand
17 technique or --

18 **A. A Taser comes in before closed-hand**
19 **technique.**

20 Q. Okay. Is there a continuum within verbal
21 commands?

22 **A. I can't answer that specifically.**

23 Q. Directing your attention now, again, back to
24 the two columns of officers who are approaching the
25 bus, buses on foot, what happened after you had

1 dismounted and were heading toward the buses?

2 **A. We began -- the members of the Bicycle**
3 **Response -- a lot of things happened, a whole lot.**

4 **So folks in the crowd began throwing objects**
5 **at my subordinates and my colleagues. People -- or**
6 **there were some folks that grabbed on to some of the**
7 **supervisors' and the officers' bicycles. I believe**
8 **Sergeant Marx sustained an injury because his bicycle**
9 **was pushed into him.**

10 Q. Anything else?

11 MS. DUNCAN: I'm going to object. It calls
12 for a narrative. Subject to that, you can answer.

13 **A. Okay. I do recall people attempting to**
14 **physically block our path to the bus.**

15 Q. (By Ms. Steffan) Anything else?

16 **A. That's a very brief synopsis of getting to**
17 **the bus.**

18 Q. I'm going to ask you about each of the
19 things you just mentioned.

20 **A. Okay.**

21 Q. You said folks on the ground began throwing
22 objects; is that correct?

23 **A. Yes.**

24 Q. How many people did you see throwing
25 objects?

1 **A. I wasn't necessarily focused on the people**
2 **throwing objects. I was focused on our objective,**
3 **which was freeing the bus. So I couldn't even begin**
4 **to count the amount of people that are throwing**
5 **objects at us.**

6 Q. Can you estimate?

7 **A. No.**

8 Q. Was it more than one?

9 **A. Oh, yeah.**

10 Q. What objects were being thrown?

11 **A. Water bottles filled with water and rocks.**

12 Q. Did any of those objects hit you?

13 **A. Not me, not at that time.**

14 Q. Did you see those objects hit other
15 officers?

16 **A. Yes.**

17 Q. Do you recall how many you saw?

18 **A. No.**

19 Q. Do you recall if it was people in front of
20 you that were throwing things or whether they were
21 sort of off in your peripheral vision or behind you?

22 **A. The people throwing objects, from what I**
23 **recall, were mainly directly to the west of us because**
24 **the buses were actually closer to Walnut, I believe.**
25 **The street south of Clark.**

1 Q. Spruce?

2 A. Spruce. So the buses were between Spruce
3 and Clark on Tucker facing north. And the buses were
4 closer to Spruce.

5 Q. They were on the east side of Tucker; is
6 that right?

7 A. Yes.

8 Q. You mentioned that people grabbed on to
9 bicycles --

10 A. Yes.

11 Q. -- is that correct? How many people grabbed
12 on to bicycles?

13 A. I don't know.

14 Q. Did you see this happen?

15 A. Yes.

16 Q. How many people did you see grab on to
17 bicycles?

18 A. I saw somebody grabbing on to one of my
19 officers' bicycles, and then I looked back, and I also
20 saw somebody grabbing on Sergeant Marx bicycle.

21 Q. Which officer did you see his bike get
22 grabbed?

23 A. I'm fairly certain it was Tony Miller, but I
24 can't be 100% positive.

25 Q. When you say "grabbing on to the bike," did

1 the person grab on to the handlebars or the --

2 **A. I can't remember specifically where the**
3 **person grabbed.**

4 Q. The person was standing up; is that fair?

5 **A. Yes.**

6 Q. Other than when you saw somebody grab on to
7 one of your officers' bikes that you think was
8 probably Officer Miller and you saw somebody grab on
9 to Sergeant Marx's bike, did you see anybody else grab
10 a bike?

11 **A. No.**

12 Q. And Sergeant Marx was behind you; is that
13 right?

14 **A. Correct.**

15 Q. How about Officer Miller, where was he in
16 relation --

17 **A. He was either in front of me or next to me**
18 **or just right behind me.**

19 Q. You could see that happen without turning
20 your head?

21 **A. Correct.**

22 Q. You said you believe Sergeant Marx sustained
23 an injury from someone pushing his bike into him; is
24 that right?

25 **A. Yes.**

1 Q. What kind of injury did he sustain?

2 A. I recall -- I remember taking photographs of
3 it, and if I recall -- or at least videoing it, and if
4 I recall correctly, it was an abrasion or laceration
5 to one of his legs.

6 Q. Did he say how the person had positioned
7 themselves that forced the bike to hit him?

8 A. I don't recall.

9 Q. You also mentioned that you recall people
10 attempting to physically block your path; is that
11 right?

12 A. Yes.

13 Q. What did they do to block your path?

14 A. They formed a line right in front of us
15 perpendicular to our line.

16 Q. How many people formed a line?

17 A. I can't remember.

18 Q. More than 10, less than 10?

19 A. We could -- I think it's fair to say
20 approximately 10.

21 Q. Okay. Were you saying anything as you were
22 -- so thinking from the time when you dismounted your
23 bike and were walking with your bike heading toward
24 the buses, were you saying anything during that time
25 period?

1 **A. Yes.**

2 Q. What were you saying?

3 **A. In unison members of the Bicycle Response**
4 **Team were saying "move back" in a loud and clear**
5 **voice.**

6 Q. Is that something you planned ahead of time
7 when you were deciding how to accomplish your mission?

8 **A. Yes.**

9 Q. Other than saying "move back," did you say
10 anything?

11 **A. At what time? While we were traveling to**
12 **the bus?**

13 Q. Yes.

14 **A. No.**

15 Q. Did you tell anybody what you were trying to
16 do? Did you -- I'm sorry.

17 Did you tell any civilians what you were
18 trying to do?

19 **A. At that point, no.**

20 Q. Had you previously told any civilians what
21 you were trying to accomplish?

22 **A. No.**

23 Q. You said --

24 MS. DUNCAN: Can we take a break?

25 MS. STEFFAN: Sure.

1 MS. DUNCAN: About 10 minutes maybe?

2 MS. STEFFAN: Yeah, that's fine.

3 (Recess.)

4 Q. (By Ms. Steffan) Earlier you mentioned that
5 some people had formed a line facing you in front of
6 the bus; is that right?

7 A. Correct.

8 Q. Was that in front of the bus that was
9 further north or the bus that was further south?

10 A. Further north.

11 Q. Both buses were still there at the time you
12 encountered that line?

13 A. Correct.

14 Q. And I know you don't recall the exact
15 number, but you thought it was probably approximately
16 maybe 10 people?

17 A. Maybe 10ish.

18 Q. What did you tell the people in that line,
19 if anything?

20 A. "Move back."

21 Q. The bus was directly behind them; is that
22 right?

23 A. This particular line of people we're talking
24 about was -- was yards in front of us or meters. I
25 don't remember exactly how many. But it was quite

1 clear to me that this particular group of people knew
2 exactly what our objective was, and they were
3 preventing us from getting there.

4 Q. How did you determine that they knew what
5 your objective was?

6 A. Because as we continued to walk our bikes
7 towards the bus and in unison in a loud and clear
8 voice say "move back," these particular folks walked
9 in front of us in order to keep us from getting to the
10 buses.

11 Q. When they walked in front of you, were they
12 walking in a line, or did they come from different
13 directions?

14 A. I believe they came from different
15 directions.

16 Q. Was there anything else that made you
17 believe that they knew what you were intending to
18 accomplish?

19 A. Other than their actions, no.

20 Q. After that group of people walked in front
21 of you, what did you do next?

22 A. We simply -- the people at the front of the
23 line simply pushed their bikes through them.

24 Q. And were you at the front of the line at
25 that point?

1 **A. I believe so.**

2 Q. Did that work?

3 **A. Yes.**

4 Q. Then you were -- at that point, were you the
5 group of people who was closest to the bus?

6 **A. Correct.**

7 Q. Did you at some point deploy pepper spray as
8 you were approaching the bus?

9 **A. I did.**

10 Q. When did you do that?

11 **A. First was when, if I recall -- my**
12 **subordinate's bike was being wrestled away from him.**
13 **I deployed Mace towards the person that was**
14 **responsible for that.**

15 Q. And this is the subordinate that you believe
16 was Officer Miller but you're not positive?

17 **A. Correct.**

18 Q. When you say "wrestled away from him," what
19 do you mean?

20 **A. When I looked over, the person had a grip or**
21 **a hold of Officer Miller's bike, who I believe to be**
22 **Officer Miller's bike, and I don't recall specifically**
23 **if the person was trying to push it or pull it, but**
24 **there was obviously a little bit of back and forth**
25 **(indicating).**

1 Q. And you're moving both of your hands at this
2 point when you're demonstrating what the person is
3 doing; is that right?

4 A. Correct.

5 Q. So you saw the person use two hands on the
6 bike?

7 A. Yes. Yes.

8 Q. And you deployed pepper spray against the
9 individual who had their hands on the bike?

10 A. Correct.

11 Q. Was that a man or woman?

12 A. I don't recall.

13 Q. Where did you try to deploy the spray? Was
14 it at the person's face or somewhere else?

15 A. In their face.

16 Q. What was your goal?

17 A. To keep my officer from getting assaulted
18 any further.

19 Q. When that person was wrestling the bike
20 away, that was assaulting the officer?

21 A. I believe so, yes.

22 Q. Was that mission successful? Did the pepper
23 spray prevent them from wrestling the bike any
24 further?

25 A. Yes.

1 Q. Did you arrest that person?

2 A. No.

3 Q. Why not?

4 A. Not that I'm aware of. Because at the time
5 it just wasn't safe or practical.

6 Q. Did you say anything about that person on
7 your radio?

8 A. I don't recall if I said that on my radio or
9 not.

10 Q. Did you talk to Officer Miller about it
11 later?

12 A. Yes.

13 Q. What did you say?

14 A. I don't really remember specifically what we
15 talked about, but we did talk about the incident.

16 Q. Do you recall what Officer Miller said?

17 A. No.

18 Q. Does Officer Miller carry pepper spray?

19 A. I'm not sure.

20 MS. DUNCAN: Objection. Speculation. But
21 you can answer.

22 Q. (By Ms. Steffan) You don't know whether
23 Officer Miller was carrying pepper spray at that time,
24 correct?

25 A. Correct.

1 Q. Did any other officer deploy pepper spray
2 against that individual?

3 A. I don't know.

4 Q. Do you recall seeing any other officer
5 deploy pepper spray against that person?

6 A. No.

7 Q. Is that the only time you deployed pepper
8 spray during this incident?

9 A. No.

10 Q. When else did you deploy pepper spray?

11 A. When I got to the bus.

12 Q. When you say "got to the bus," do you mean
13 -- what do you mean? Were you the person closest to
14 the bus at that point?

15 A. I was one of the officers closest to the
16 bus, yes.

17 Q. Who did you deploy pepper spray against?

18 A. Numerous individuals.

19 Q. Civilians?

20 A. Yes.

21 Q. How many people; do you know?

22 A. I don't remember. More than one.

23 Q. More than five?

24 A. I don't think it was more than five, but I
25 can't say for sure.

1 Q. Do you recall how many bursts of spray you
2 deployed?

3 A. Not specifically.

4 Q. Can you estimate?

5 A. No.

6 Q. More than 10?

7 A. No.

8 Q. You feel confident it was less than 10?

9 A. Yes.

10 Q. But you're not sure exactly what number?

11 A. Correct.

12 Q. And you said you deployed spray against
13 multiple people; is that right?

14 A. Correct.

15 Q. Why did you do that?

16 A. Because they were refusing my direct and
17 very clear orders to remove themselves from the front
18 of the bus.

19 Q. When you say "remove themselves from the
20 front of the bus," were they touching the bus?

21 A. Yes.

22 Q. How were they touching the bus?

23 A. Some -- there was a group of folks in front
24 of the bus. Most of them had their arms interlocked
25 with each other, and then some had their arms

1 interlocked to the bike rack, which was on the front
2 of the bus (indicating).

3 Q. When you say they had their arms
4 interlocked, you were demonstrating. Is it fair to
5 say you got your elbows out from your body?

6 A. Correct.

7 Q. So the people had their elbows linked; is
8 that right?

9 A. Correct. Their arms linked at the elbows
10 would be a better way to say that.

11 Q. How many people had their arms interlocked
12 through the front of the bus?

13 A. I don't remember.

14 Q. More than one?

15 A. Yes, I think.

16 Q. It might have been one, or it might have
17 been more than one?

18 A. It might have been one, or it might have
19 been more than one. I think that's a better way to
20 say that.

21 Q. Do you recall one for sure?

22 A. It was at least one.

23 Q. The person who you recall for sure, was that
24 a man or a woman?

25 A. I don't remember.

1 Q. How was the person's arm linked through the
2 front of the bus? What was it attached to?

3 A. **The bike rack.**

4 Q. Was the bike rack up or down?

5 A. **Up.**

6 Q. If I understand correctly, the bike rack is
7 metal; is that right?

8 A. **Yes.**

9 Q. Sort of a metal pipe frame?

10 A. **At least on the front of Metro buses or**
11 **Bi-State buses, yes.**

12 Q. So their elbow was through the metal pipe
13 frame at the top of the rack in its up position; is
14 that right?

15 A. **That would be fair to say, yes.**

16 Q. I'm going to show you a document.

17 (Exhibit 1 was marked for
18 identification by the court reporter.)

19 Q. (By Ms. Steffan) I'm going to hand you a
20 document marked as Karnowski Exhibit 1.

21 A. **Yes.**

22 Q. Do you recognize what this picture is
23 showing?

24 A. **A bus, yeah.**

25 Q. You do recognize it?

1 **A. Yes.**

2 Q. Besides --

3 **A. Vaguely.**

4 Q. I will stipulate it is a very grainy
5 picture. Besides the bus, what do you see in this
6 picture?

7 **A. People.**

8 Q. When you were previously describing the
9 people who had their elbows linked in front of the
10 bus, is this the group of people?

11 **A. Possibly. I can't say absolutely for sure.**

12 Q. Which of these people had their arm linked
13 through the front of the bike rack?

14 **A. I wouldn't be able to tell you.**

15 Q. Do you know where that person was
16 positioned?

17 **A. In front of the bus -- you mean the person
18 that I saw linked in front of the bike rack?**

19 Q. Yes.

20 **A. In front of the bus.**

21 Q. Do you know if they were on the left or
22 right side of the front of the bus as you were facing
23 the bus?

24 **A. I don't recall.**

25 Q. Do you remember if they had their left arm

1 or their right arm linked through the bike rack?

2 **A. No.**

3 Q. No, you don't recall that?

4 **A. I don't recall.**

5 Q. Which of these people did you deploy pepper
6 spray against?

7 **A. I don't recall.**

8 MS. DUNCAN: I'm going to object to lack of
9 foundation only because he's stated he doesn't know if
10 this was the group or not he saw.

11 Q. (By Ms. Steffan) How long do you have to
12 press down on your pepper-spray can for it to deploy
13 pepper spray?

14 **A. I would say it's almost instant.**

15 Q. How long did you spray the spray? A few
16 seconds or longer than that or shorter than that?

17 **A. If I recall correctly, it was a sweeping
18 motion from one direction to the other. I don't
19 remember what direction.**

20 Q. This bus that is depicted in Exhibit 1, this
21 is the bus that was more north, is that correct, or do
22 you not know?

23 **A. I don't know.**

24 Q. Do you know if this bus that is depicted, if
25 it was empty or full?

1 **A. I don't know if this is the first bus or the**
2 **second bus.**

3 Q. Okay. Did you see two groups of people with
4 their arms linked or only one group of people when you
5 were approaching the bus?

6 **A. The first bus or the second bus?**

7 Q. As you were -- after you had dismounted your
8 bike and you were approaching either bus, did you see
9 more than one group of people with their arms linked?

10 **A. Yes. If you recall, like on our way to the**
11 **bus, we encountered a group of people with their arms**
12 **linked.**

13 Q. Okay. I didn't understand that that first
14 group also had their arms linked.

15 **A. Yes.**

16 Q. Okay. And those people were some yards from
17 the bus; is that what you said earlier?

18 **A. Meters, yards, yes, north of the bus.**

19 Q. And you don't know whether that group was
20 the people who are depicted in Exhibit 1 or not?

21 **A. Correct.**

22 Q. Okay. So these people might have been the
23 first group or the second group?

24 **A. I don't think these would have been the**
25 **first group, but I can't -- I can't say for sure**

1 **because I don't know when this picture was taken**
2 **relative to when we got there.**

3 Q. Sure. The first group of people that you
4 encountered with their arms linked that were some
5 meters from the bus, did you deploy pepper spray
6 against any of those people?

7 A. No.

8 Q. Why not?

9 A. We didn't need to.

10 Q. You were able to get closer to the bus
11 without deploying pepper spray?

12 A. Correct.

13 Q. But you did deploy pepper spray against the
14 second group of people; is that right?

15 A. Yes.

16 Q. Why did you do that rather than just using
17 your bike?

18 A. Because -- how can I say this without -- so
19 we were able to get through the first group, the
20 protester -- I don't know how you want me to describe
21 it -- the first line of folks because we were able to
22 walk past them with our bikes. So we were able to
23 kind of penetrate their line with our bicycles because
24 there was space behind them. So we were able to get
25 through the line and then spread them out with the

1 rest of our bike line. But we can't do that with the
2 bus because we can't pass them and then spread them
3 out.

4 Q. When you approached the second group of
5 people who had their arms linked, how far were those
6 people from the front of the bus?

7 A. They were at the front of the bus.

8 Q. What did you tell those people, if anything?

9 A. I said get -- again, I'm paraphrasing it. I
10 don't remember specifically what I told them, but I
11 told them to immediately get away from the front of
12 the bus.

13 And I know they were close because when I
14 looked up, the poor bus driver's eyes were like a big
15 owl, wide open, and she had a very panicked look on
16 her face. And keep in mind at this time too, folks
17 from the crowd are throwing stuff at us and at the bus
18 because I remember rocks hitting off the -- I could
19 hear them hitting off the windows.

20 And I'm sorry. Back to your question. What
21 did I tell them? I said, "Get away from the bus
22 immediately or else you'll be Maced."

23 Q. Who was the bus driver?

24 A. I don't know. If I recall correctly, it was
25 a black female.

1 Q. You mentioned earlier that the drivers of
2 the Metro buses are just regular civilian drivers,
3 right?

4 A. Correct.

5 Q. They're not members of the police force?

6 A. You are correct.

7 Q. And that was your impression at this point
8 as well?

9 A. Yes. To my knowledge, there aren't anybody
10 on the police department trained to drive a bus.

11 Q. You sometimes have a GoPro on your bike,
12 right?

13 A. Not on my bike.

14 Q. On your uniform?

15 A. Yes.

16 Q. Where do you put it?

17 A. I had it on my chest, strapped to my chest.

18 Q. You weren't wearing a GoPro as you
19 approached the bus after you had dismounted?

20 A. I was wearing it.

21 Q. Did it record?

22 A. It did record later after I turned it on.

23 Q. You were wearing it, but it was off?

24 A. Correct.

25 Q. It had been on earlier that day, right?

1 A. Earlier in the day, yes. And then when we
2 were preparing -- I completely -- it's not
3 something -- a typical piece of equipment that we
4 carry, and I completely forgot to turn it on at the
5 first part of this so-called bus incident, but I did
6 turn it on after it finally occurred to me to turn it
7 on after we got the first bus out.

8 Q. Concentrating on the second group of people
9 who had their arms linked, were they throwing things
10 at you?

11 A. No.

12 Q. Were they engaging in any property damage?

13 A. No.

14 Q. Were they using force of any kind?

15 A. No.

16 Q. You mentioned that you turned the GoPro on
17 after you had extracted the first bus; is that right?

18 A. Yes.

19 Q. Which way did that first bus go?

20 A. The first bus went -- if I recall correct, I
21 know it went north, and I believe it took a westbound
22 turn on Clark.

23 Q. Did you watch it do that?

24 A. I think so. But as that bus was going, I
25 then focused my attention on the second bus and while

1 **keeping an eye on the crowd.**

2 Q. When you were heading toward the bus after
3 you had dismounted your bike and were on foot heading
4 toward the bus, were the buses on or off? Were they
5 running?

6 A. **I don't remember.**

7 Q. After you had deployed pepper spray against
8 the second group of people with linked arms, where did
9 they go?

10 A. **I believe they scattered. I think they went
11 in both directions, but a majority of them went west,
12 to the west side.**

13 Q. And what did you do at that point?

14 A. **We were able to bring the line out, so away
15 from each other, and the bus was able to have a safe
16 exit out.**

17 Q. When you just said "the line," is that the
18 line of officers?

19 A. **The line of officers, yes.**

20 Q. So the line of officers that -- sorry. The
21 officers had been in columns, right?

22 A. **Correct.**

23 Q. And they were able to fan out into a line?

24 A. **So the line -- so they were in columns. So
25 two columns, two lines, right? And so when we -- when**

1 **it was safe for the bus to travel forward, we spread**
2 **out our line to the east and the west enough for the**
3 **bus to travel through the crowd.**

4 Q. Between the time that you had dismounted
5 your bike and the time the first bus was able to
6 safely leave the area, how long would you say passed?

7 A. **I have no idea.**

8 Q. Is it fair to say that it was some minutes?

9 A. **I don't know.**

10 Q. How long between the time the first bus was
11 able to leave and the second bus was able to leave?

12 A. **I'm not sure.**

13 Q. This is, just to confirm, just Bike Response
14 Team officers who were extracting the buses; is that
15 right?

16 A. **The BRT extracted the first bus. And if I**
17 **recall correctly, once we got to the second bus, all**
18 **the CDT members that were on that bus actually got off**
19 **of that bus to help us clear the way so that bus can**
20 **exit.**

21 Q. Okay. So are you saying the first bus was
22 empty but the second bus was full of CDT officers?

23 A. **The first bus was full.**

24 Q. The first bus was full?

25 A. **Yes.**

1 Q. And that bus, when it left the area, it was
2 still full?

3 A. If I recall correctly, yes.

4 Q. Okay. The second bus had been full but
5 became empty when those CDT officers left?

6 A. Correct.

7 Q. And the group of CDT officers that were on
8 the second bus helped to extract the second bus; is
9 that right?

10 A. Yes.

11 Q. Okay. Have you ever put a bike on the bike
12 rack on the front of the bus?

13 A. No.

14 Q. Have you ever moved the bike rack from up to
15 down position or vice versa?

16 A. No.

17 Q. Do you know how far out from the front of
18 the bus the bike rack sits?

19 A. No.

20 Q. Do you know how tall the bike rack is?

21 A. No.

22 Q. After the group of people with their arms
23 linked that was closer to the bus had scattered after
24 you had deployed pepper spray, did you interact with
25 those people any further?

1 **A. No.**

2 Q. Did you provide any medical aid to those
3 people?

4 **A. I wasn't able to.**

5 Q. Why not?

6 **A. Because they had disappeared into the crowd**
7 **that was throwing stuff at us. So it was impractical**
8 **to provide them with medical aid.**

9 Q. Can you identify when a person has been
10 sprayed with pepper spray?

11 MS. DUNCAN: I'll object as to vague.

12 Q. (By Ms. Steffan) Can you tell if a person
13 has been hit with pepper spray?

14 **A. I can tell when a person could be exhibiting**
15 **signs of being pepper sprayed.**

16 Q. What are the signs of being pepper sprayed?

17 **A. Some of 'em can include runny nose,**
18 **increased mucus production, trouble seeing, red eyes.**

19 Q. Have you ever been sprayed with pepper
20 spray?

21 **A. Not directly.**

22 Q. Have you been affected by pepper spray
23 deployed somewhere else?

24 **A. Yes.**

25 Q. Did you experience those symptoms?

1 **A. Yes.**

2 Q. When you and the other supervisors were
3 determining how to accomplish the mission of
4 extracting the buses, did you anticipate at that point
5 that you may have to use pepper spray?

6 **A. It was certainly something that I was**
7 **considering in the back of my mind, but it wasn't**
8 **something I was actively thinking about doing.**

9 Q. Did you all have a conversation about what
10 to do if that happened?

11 **A. In terms of -- if we were to deploy pepper**
12 **spray?**

13 Q. Uh-huh.

14 **A. Not necessarily because we're all police**
15 **officers, so we all kind of know what to do once the**
16 **pepper spray is deployed.**

17 Q. And what is that?

18 **A. If needed, render treatment or first aid.**

19 Q. Do you know if treatment was needed?

20 **A. I don't know. They didn't stick around to**
21 **ask me for help.**

22 Q. Did you deploy medical aid to anybody during
23 the Stockley protest?

24 **A. Not that I recall.**

25 Q. What is the treatment?

1 **A. For?**

2 Q. If you've had pepper spray deployed against
3 you.

4 **A. Flushing their eyes with cold water or their**
5 **face.**

6 Q. Did the police department on the 15th near
7 that intersection make cool water available to
8 civilians, if you know?

9 **A. Not that I'm aware of.**

10 Q. You saw a picture of the plaintiff in this
11 case, Maleeha Ahmad, in the media after this incident;
12 is that right?

13 **A. Correct.**

14 Q. Did you recognize her as a person against
15 whom you had deployed pepper spray?

16 **A. Yes.**

17 Q. Was she in the second line of people with
18 their arms linked?

19 **A. She was in front of the bus, directly in**
20 **front of the bus.**

21 Q. Do you recall where she was positioned, on
22 the left or right side of the bus?

23 **A. I don't recall specifically.**

24 Q. Looking at Exhibit 1, can you identify
25 Maleeha in that picture with the understanding it's a

1 grainy picture?

2 **A. It's an incredibly grainy picture. It could**
3 **be the gal with the black shirt in the multicolored**
4 **pants, but I cannot be 100 -- I can't be certain about**
5 **that.**

6 Q. You hadn't met her prior to this incident;
7 is that right?

8 **A. No.**

9 Q. Did you recognize anyone in the chain of
10 people with their arms linked that you had met prior
11 to that incident?

12 **A. No.**

13 Q. Did you do an I-leads report about your
14 deployment of pepper spray?

15 **A. I caused my deployment of pepper spray to be**
16 **incorporated into an I-leads report, but I did not do**
17 **one.**

18 Q. When you say you caused it to be
19 incorporated, what do you mean by that?

20 **A. I ensured that whoever was the report writer**
21 **for the incident incorporated the fact that I deployed**
22 **pepper spray.**

23 Q. Who was the report writer?

24 **A. I don't recall.**

25 Q. How did you ensure that that person included

1 that fact?

2 **A. I made sure that my subordinates**
3 **communicated the fact that I deployed pepper spray to**
4 **the report writer.**

5 Q. So you said to your subordinates, "Hey, tell
6 the report writer I deployed pepper spray?"

7 **A. Yes. And I may have written a paragraph or**
8 **two about my actions that were incorporated into the**
9 **report, but I cannot recall if I did indeed do that or**
10 **conveyed everything verbally.**

11 Q. Okay. Do you recall what subordinate you
12 told to make sure the report writer incorporated that?

13 **A. No.**

14 Q. Was it a group of people or just one person?

15 **A. It probably was a group of people, but I**
16 **don't recall specifically.**

17 Q. Did you do that during this incident or
18 after?

19 **A. This particular incident?**

20 Q. Yeah.

21 **A. No. After.**

22 Q. During that weekend or after?

23 **A. During that weekend.**

24 Q. Were you at the bike office or out on the
25 street, or do you recall?

1 **A. Probably would have been at the bike office.**

2 Q. You said you may have written paragraphs but
3 you don't recall?

4 **A. Correct.**

5 Q. If you did, where would you have done that,
6 on a computer?

7 **A. Uh-huh. Yes. Sorry.**

8 Q. Also at the bike office?

9 **A. Probably, yes.**

10 Q. Okay. If you -- I assume you've written
11 paragraphs that have been incorporated into I-leads
12 reports in other situations; is that correct?

13 **A. Yes.**

14 Q. When you want to give those paragraphs to
15 the report writer, how do you do that? Do you e-mail
16 it?

17 **A. E-mail or give them a hard copy or via USB
18 drive.**

19 Q. So any of those things might have happened
20 here; you don't remember?

21 **A. Correct.**

22 Q. Do you have a department e-mail address?

23 **A. I do.**

24 Q. What training have you received regarding
25 unlawful assembly?

1 **A. Basic academy training.**

2 Q. Like while you're at the academy or training
3 done annually after you graduated?

4 **A. In the police academy.**

5 Q. Before you became a commissioned officer?

6 **A. Yes.**

7 Q. Do you recall what that training was?

8 **A. No, not specifically.**

9 Q. What is your understanding of what
10 constitutes an unlawful assembly?

11 **A. It's really up --**

12 MS. DUNCAN: I'm going to object. It calls
13 for a legal conclusion. Subject to that, you can
14 answer.

15 **A. I guess take a common sense -- if we take a**
16 **common-sense approach to it, it's when a group of**
17 **people are breaking the law. The assembly is**
18 **unlawful.**

19 Q. (By Ms. Steffan) Do you have an
20 understanding of how many people there have to be for
21 it to be an unlawful assembly?

22 **A. Multiple.**

23 Q. Is there a minimum number to your
24 understanding?

25 **A. I can't answer that.**

1 Q. You don't know?

2 A. I don't know.

3 Q. What is your understanding of who has a
4 right to declare an unlawful assembly?

5 MS. DUNCAN: Again, I'll object. It calls
6 for a legal conclusion. Subject to that, you can
7 answer.

8 A. Again, a common-sense approach. If I'm a
9 police officer in the state of Missouri and I see a
10 group of people breaking the law, I think it's
11 reasonable that an officer in that situation can
12 declare the assembly unlawful.

13 Q. So any police officer could do so?

14 A. I'm taking a common-sense approach here, and
15 I would imagine so.

16 Q. Have you ever declared an unlawful assembly?

17 A. I have.

18 Q. When did you do that?

19 A. During the Stockley protest.

20 Q. Have you ever done it on another occasion?

21 A. No.

22 Q. So to the best of your recollection, you've
23 declared one unlawful assembly?

24 A. Correct.

25 Q. When did you declare that unlawful assembly?

1 **A. The evening of the 17th in the face of**
2 **multiple pieces of property being destroyed downtown.**

3 Q. Is that 9th and Olive?

4 **A. Yes.**

5 Q. Is that where you were when you declared the
6 unlawful assembly?

7 **A. I was either at 9th and Olive or the next**
8 **street to the north. I think I said it multiple**
9 **times.**

10 Q. The next street to the north is Locust; is
11 that right?

12 **A. Yes.**

13 Q. So when you declared an unlawful assembly,
14 you were either at 9th and Olive or 9th and Locust; is
15 that right?

16 **A. Or both.**

17 Q. Or both, okay. The first time you declared
18 the unlawful assembly, where were you?

19 **A. 9th and Olive or 9th and Locust and/or.**

20 Q. Okay. You were patrolling sort of all over
21 that area?

22 **A. Well, we weren't patrolling. We were -- we**
23 **were down there in response to multiple pieces of**
24 **property damage.**

25 Q. When you say "property damage," what are you

1 talking about?

2 **A. Windows being broken, planters being**
3 **shattered.**

4 Q. When you say "shattered," do you mean broken
5 into a bunch of different pieces?

6 **A. Yes.**

7 Q. Okay. We're talking about concrete
8 planters?

9 **A. Correct.**

10 Q. You said you had -- correct me if I'm wrong.
11 You said you'd been called to that area to respond to
12 the property damage?

13 **A. We weren't called. We went to that area in**
14 **response to property damage.**

15 Q. How did you know to go there?

16 **A. Because we were watching a live stream of**
17 **record -- or live streaming from that group of people**
18 **that were involved in the destruction of property**
19 **throughout multiple parts of downtown.**

20 Q. The people who were destroying property were
21 live streaming their destruction?

22 **A. I don't think the person that was -- live**
23 **streaming -- I don't recall them actually damaging**
24 **property, but I recall the live streamers recording or**
25 **videoing folks destroying property.**

1 Q. I see. And you were watching the live
2 stream; is that right?

3 A. Yes.

4 Q. On the live stream, how many people did you
5 see destroying property?

6 A. I don't recall specifically.

7 Q. More than 10, less than 10?

8 A. I don't know.

9 Q. More than one?

10 A. More than one.

11 Q. More than two?

12 A. Yes.

13 Q. More than five?

14 A. I can't say specifically after that.

15 Q. Okay. More than two but you're not sure how
16 many?

17 A. Correct.

18 Q. Was it a hundred?

19 A. It depends on what part you're talking
20 about.

21 Q. When you were watching the live stream, how
22 many people did you see on the live stream destroying
23 property?

24 A. A lot of people.

25 Q. A lot of people?

1 **A. A lot of people.**

2 Q. It might have been as many as a hundred?

3 **A. I don't necessarily think it was --**

4 MS. DUNCAN: I'm going to object to asked
5 and answered. He already said that it's a lot of
6 people, and he doesn't know the exact number. Subject
7 to that, you can answer.

8 **A. It was a lot of people.**

9 Q. (By Ms. Steffan) You don't know if it was
10 more or less than a hundred?

11 **A. Correct.**

12 Q. Okay. You said you declared an unlawful
13 assembly either at 9th and Olive or 9th and Locust or
14 both; is that right?

15 **A. Correct.**

16 Q. How do you convey that you have declared an
17 unlawful assembly?

18 **A. How did I, or how does one go about doing**
19 **it?**

20 Q. I'll ask first how did you convey that you
21 had declared an unlawful assembly?

22 **A. I yelled.**

23 Q. What did you say?

24 **A. I said, "This is an unlawful assembly.**
25 **Leave the area immediately."**

1 Q. Were you with other officers at the time?

2 A. I was.

3 Q. How many other officers?

4 A. Enough to have struck a line across Olive,
5 but I don't recall how many specifically.

6 Q. Were they members of the Bicycle Response
7 Team?

8 A. Yes.

9 Q. Also the Bike Unit?

10 A. Correct.

11 Q. Were you commanding those officers?

12 A. There was a supervisor with the officers,
13 but I wasn't nec- -- I guess I was in charge of
14 people, but I guess at the time it depends on how you
15 define commanding.

16 Q. Fair enough. You are a supervisor, but you
17 were not those officers' supervisor?

18 A. Again, I was kind of the intermediary
19 between Lieutenant Boyher and other sergeants and
20 squads. So I certainly had the authority to supervise
21 those officers.

22 Q. Do you recall what other supervisor was with
23 you at the time you declared an unlawful assembly?

24 A. No.

25 Q. But there was another supervisor?

1 **A. There probably was.**

2 Q. Okay. When you declared the unlawful
3 assembly, what, if anything, was the response from
4 non-officers?

5 **A. A lot of cussing.**

6 Q. There were civilian pedestrians nearby when
7 you declared the unlawful assembly?

8 **A. Yes.**

9 Q. Were they the people you had seen on the
10 live stream destroying property?

11 **A. I couldn't tell specifically.**

12 Q. How close was the destroyed property to
13 where you declared the unlawful assembly?

14 **A. Well, it depends on which destroyed property
15 you're talking about.**

16 Q. Earlier you mentioned broken windows, right?

17 **A. Correct.**

18 Q. Was that on Olive?

19 **A. Yes.**

20 Q. Okay.

21 **A. But that is not the property we saw being
22 destroyed on live stream.**

23 Q. I see. What property did you see being
24 destroyed on the live stream?

25 **A. There was -- Olive in front of the library**

1 was blocked off, the main library I think between 13th
2 and 14th. And like a concert venue with tents and
3 stuff, the group of folks had went through there
4 essentially like Tasmanian devils and destroyed the
5 whole thing.

6 Q. There were chairs set up; is that right?

7 A. Chairs, tables, tents I think were
8 overturned. And a lot of that material was drug out
9 into Tucker in an attempt to block traffic on Tucker.

10 Q. You didn't declare an unlawful assembly at
11 Olive and 13th?

12 A. No.

13 Q. Did the property damage at that event and
14 the broken windows on Olive near 9th happen
15 simultaneously, or were they separate events in your
16 mind?

17 A. It was -- in my mind, it was one continuous
18 event. It started with the destruction of property at
19 the library and then continued east on Olive.

20 Q. I see. Okay. So a group started in the
21 west and went east down Olive and destroyed property
22 as they went; that's what you think happened?

23 A. Correct.

24 Q. Okay. When you declared the unlawful
25 assembly, how many civilian people were around would

1 you estimate?

2 **A. Between 50 and 100 maybe.**

3 Q. At the time you declared the unlawful
4 assembly, were you seeing people not on the live
5 stream but with your own eyes doing property damage?

6 **A. As we -- I heard it shortly before declaring**
7 **unlawful assembly. I never saw anybody break windows,**
8 **but I know others that I was with did. And I could**
9 **hear it as I was coming up 9th Street.**

10 Q. And as you were coming up 9th Street, you
11 were in a line with other BRT officers?

12 **A. We weren't in a line at that point. There**
13 **was some concern that -- because the bike office at**
14 **the time was at that block of 9th Street, and there**
15 **was concern the protesters were heading there to**
16 **destroy our bike office and our parked cars.**

17 And so we essentially -- there was a race to
18 -- once we kind of figured out -- because, again, we
19 were watching the live stream, so we didn't actually
20 -- we weren't close to the destruction of property
21 that occurred in front of the library. We were closer
22 to headquarters because there was a larger peaceful
23 protest that had dissolved.

24 And then the other folks that continued on
25 to destroy property then kind of started heading

1 west -- I'm sorry -- east on Olive.

2 So as we -- a group of folks on bikes and
3 then a group of protesters rounded 9th Street at the
4 same time. In fact, a couple -- I think a bottle was
5 thrown at us, but that's why we wanted to strike a
6 line to keep our office from getting damaged or our
7 cars from getting burnt or damaged or whatever.

8 Q. If I understand correctly, your line was
9 north/south?

10 A. The line?

11 Q. The line of officers when you did strike the
12 line?

13 A. It was across -- no. It was east/west. So
14 across 9th Street at Olive.

15 Q. I see. South of that intersection?

16 A. On the south side of the intersection.

17 Q. Okay. And you wanted to prevent people from
18 going south?

19 A. Correct.

20 Q. Okay. When you had told people to leave the
21 area, where did you want them to leave from? What was
22 the area to your line?

23 A. That immediate part of downtown.

24 Q. And what does that mean, "that immediate
25 part of downtown"?

1 A. To me or to the folks I was conveying the
2 message to?

3 Q. To you.

4 A. To me, it was away from the area that was
5 being destroyed.

6 Q. So could a person then stand at 9th and
7 Locust?

8 A. Not when we got up there to push the crowd
9 north.

10 Q. What about 9th and St. Charles?

11 A. That -- as I said that -- if I were a
12 civilian and I was told to leave the area, I would get
13 out of downtown. That would be the message I would
14 take from that.

15 Q. So if a person went and stood at 9th and St.
16 Charles, would they have complied with your
17 instruction?

18 A. Not in a common-sense way, no.

19 Q. How about 9th and Washington?

20 A. Again, if I were a civilian and I was told
21 by a police officer to leave the area, I would get out
22 of downtown.

23 Q. So would a person who was at 9th and
24 Washington have complied with your instructions?

25 A. That's -- I'm taking a common-sense approach

1 **here, and again, that's still downtown. I would have**
2 **left.**

3 Q. So no, they would not have complied with
4 your instruction?

5 A. **No.**

6 Q. How about 10th and Washington?

7 A. **Still downtown.**

8 Q. How about the City Museum, 14th and
9 Washington?

10 A. **That's still downtown.**

11 Q. So they would not have complied with your
12 instruction if they went to 14th and Washington?

13 A. **No.**

14 Q. Where does downtown end?

15 A. **Do you want the physical boundaries of**
16 **downtown?**

17 Q. Yeah.

18 A. **The river, Cole to the north, Chouteau to**
19 **the south. I guess the western border of downtown**
20 **itself is 14th. And then I believe it's 40 to the**
21 **south. I don't think it goes down much Chouteau.**

22 Q. So if a person went to 18th and Washington,
23 they would have complied with your instruction?

24 A. **I would say that's reasonable.**

25 Q. Okay. Is there a time limit for how long

1 people have to comply with your instruction to leave
2 the area?

3 **A. For my instructions? A time limit in terms**
4 **of them leaving or leaving and coming back?**

5 Q. If you say, as you said, when you declared
6 the unlawful assembly, "leave the area," how long
7 would you give a person to comply with that
8 instruction before taking further action?

9 **A. A reasonable amount of time. And it of**
10 **course depends on the circumstances.**

11 Q. If the person has made action toward leaving
12 or not, for example?

13 **A. Sure.**

14 Q. Okay. Was everyone who was nearby when you
15 declared the unlawful assembly a person who was or had
16 been destroying property?

17 **A. Not everyone.**

18 Q. For the people who were not destroying
19 property, what were they doing that made them part of
20 an unlawful assembly?

21 **A. Again, taking a common-sense approach, those**
22 **folks that were probably not destroying property were**
23 **with a group that was destroying property and also**
24 **walking in the street and blocking sidewalks.**

25 Q. Were they doing anything other than those

1 things that made them part of an unlawful assembly?

2 A. In terms -- well, some people in the group,
3 again, I don't know if I mentioned this yet or not,
4 but continued north on Olive and continued to destroy
5 property and put stuff into the street.

6 Q. North on 9th?

7 A. Yes. 9th. Thank you.

8 Q. That's after you declared the unlawful
9 assembly?

10 A. Correct.

11 Q. At the time you declared the unlawful
12 assembly, for the people who had not been destroying
13 property, other than the things you mentioned, were
14 they doing anything else that made them part of an
15 unlawful assembly?

16 A. Again, they were with the same group of
17 people that were destroying property, and that group
18 of people was walking in the middle of the street and
19 blocking sidewalks.

20 Q. Other than those three things, were they
21 doing anything else?

22 A. They were yelling and screaming at us
23 causing essentially a disturbance, but -- it was a
24 pretty active group of folks.

25 Q. Other than that, those things that you've

1 now mentioned, were they doing anything else that made
2 them part of an unlawful assembly?

3 **A. Not that I can think of at this time.**

4 Q. Did you see any journalists when you
5 declared an unlawful assembly?

6 **A. I wasn't looking for journalists, but no, I**
7 **didn't see any.**

8 Q. Did you use any chemical agents when you
9 declared the unlawful assembly or thereafter?

10 **A. No.**

11 Q. Did you make any arrests?

12 **A. No.**

13 Q. Which way did you want the pedestrians to
14 go? You didn't want them to go south; is that right?

15 **A. Correct.**

16 Q. Which way did you want them to go?

17 **A. North, east or west. It didn't matter to**
18 **me.**

19 Q. Did some people comply with your order?

20 **A. Yes.**

21 Q. Would you say most people or not most
22 people?

23 **A. Some people. I would say not most people.**

24 Q. Okay. For the people who did not comply
25 with your instructions, what did you do next?

1 **A. They continued to -- that's one of the**
2 **reasons why we pushed past Schnucks and pushed them**
3 **north, but many people kind of hung around and then --**
4 **many people hung around, and then they slowly**
5 **dispersed.**

6 Q. Did you order people to disperse; is that
7 what your instruction was to do?

8 **A. My instruction was to leave the area.**

9 Q. Is that a dispersal order?

10 **A. I guess in a common-sense way, yes.**

11 **Common-sense approach, yes.**

12 Q. Do you have an understanding of who has the
13 right to issue dispersal orders?

14 MS. DUNCAN: Object to the legal conclusion.
15 Subject to that, you can answer.

16 **A. I think we talked about this already.**
17 **Again, as a police officer in the city of Missouri,**
18 **I'm approaching this with a common sense -- if any**
19 **police officer sees a group acting unlawfully, it's my**
20 **belief that they can declare an unlawful assembly.**

21 Q. (By Ms. Steffan) Okay. So are the
22 declaration of an unlawful assembly and a dispersal
23 order the same thing to your mind, or are they
24 different things?

25 **A. I guess we're talking about legal terms but**

1 **sure.**

2 Q. They're the same thing?

3 **A. I guess I can't really answer that. I don't**
4 **know the definition specifically of those.**

5 Q. Let me ask it this way. Can you order
6 somebody to disperse if they are not part of an
7 unlawful assembly?

8 **A. Probably not.**

9 Q. Can you tell people they are part of an
10 unlawful assembly without ordering them to disperse?

11 **A. Now are you asking my legal understanding?**

12 Q. I'm not asking you for legal conclusions.
13 I'm just asking for your understanding as an officer
14 who enforces the law.

15 **A. So what was the question again?**

16 Q. Can you declare an unlawful assembly without
17 ordering people to disperse?

18 **A. I don't know.**

19 Q. You've never done that?

20 **A. No.**

21 Q. Okay. Have you ever ordered people to
22 disperse outside of the context of an unlawful
23 assembly?

24 **A. No.**

25 Q. Okay. Other than being part of an unlawful

1 assembly, are there other things that would justify an
2 order to disperse?

3 A. Sure. If folks are intruding upon maybe a
4 homicide scene. And I guess even in this context we
5 wouldn't be asking them to disperse; we would simply
6 be asking the folks to back up. So I don't know if
7 that's the same or not.

8 Q. A dispersal order is something different
9 from ordering people to back up; is that what you're
10 saying?

11 A. Perhaps. I don't know.

12 Q. Have you ever received any training about
13 dispersal orders?

14 A. No.

15 Q. You may have answered this, but just so I'm
16 clear, have you issued dispersal orders other than
17 this time that we've talked about at 9th and Olive or
18 --

19 A. No. I can't say that I have.

20 Q. Have you witnessed other officers issuing
21 dispersal orders?

22 A. Yes.

23 Q. Did you issue -- I'm sorry. Did you witness
24 other officers issuing dispersal orders during the
25 Stockley protest?

1 **A. Yes.**

2 Q. What officers did you see issue dispersal
3 orders?

4 **A. Sergeants Rossomanno and Jemerson.**

5 **R-O-S-S-O-M-A-N-N-O.**

6 Q. That's a tough name. You said Sergeant
7 Rossomanno and who else?

8 **A. Sergeant Jemerson.**

9 Q. Other than Sergeants Rossomanno and
10 Jemerson, did you witness any other officers issuing
11 dispersal orders during the Stockley protest?

12 **A. Lieutenant Sachs may have at some point as**
13 **well.**

14 Q. You might have seen him, or you might not
15 have?

16 **A. I might have heard him. I don't necessarily**
17 **know that I saw him do it.**

18 Q. Did you witness other officers declaring an
19 unlawful assembly during the Stockley protest?

20 **A. Sergeants Rossomanno, Jemerson and**
21 **Lieutenant Sachs.**

22 Q. Other than those people, did you witness any
23 other officers declaring an unlawful assembly during
24 the Stockley protest?

25 **A. Not that I can recall.**

1 Q. I understand you did not use chemical agents
2 against people after you had declared an unlawful
3 assembly near 9th and Olive, correct?

4 **A. Correct.**

5 Q. Did you nonetheless warn people that you
6 might or no?

7 **A. I don't recall specifically.**

8 Q. Do you know whether there are things that
9 have to be included in a dispersal order?

10 **A. I'm not sure.**

11 Q. When you heard -- let's take Sergeant
12 Rossomanno first. When you heard Sergeant Rossomanno
13 declare an unlawful assembly, did you see him do that
14 verbally or over a loudspeaker or some other way?

15 **A. Over a loudspeaker.**

16 Q. Is that the loudspeaker on a vehicle?

17 **A. Yes.**

18 Q. Is that the BEAR or some other vehicle?

19 **A. Not the BEAR. I don't know that Sergeant**
20 **Rossomanno was ever in the BEAR. But -- I never saw**
21 **him in the BEAR.**

22 Q. Was it a regular cruiser or -- what vehicle
23 has the loudspeaker on it?

24 **A. All -- most police cars have loudspeakers.**

25 Q. Okay. Could have been any police car that

1 he was in?

2 **A. Correct.**

3 Q. Okay. What about Sergeant Jemerson, did you
4 see him issue a dispersal order or declare an unlawful
5 assembly verbally or over a loudspeaker?

6 **A. Verbally. He walked up and down Tucker
7 telling people to leave.**

8 Q. What about Lieutenant Sachs?

9 **A. He may have been on the BEAR, but I can't
10 recall specifically. I remember hearing his voice,
11 but I don't --**

12 Q. On a loudspeaker or verbally?

13 **A. I believe so.**

14 Q. On a loudspeaker?

15 **A. I can't say for sure.**

16 Q. Sure. Taking Sergeant Rossomanno first, do
17 you recall where he issued dispersal or unlawful
18 assembly orders?

19 **A. One was off of Locust and 11th. That's
20 where it began.**

21 Q. Was that on September 15th?

22 **A. I believe it was on the 17th.**

23 Q. In the evening?

24 **A. Yes.**

25 Q. Do you recall him issuing dispersal orders

1 or declaring an unlawful assembly at any other time
2 and place?

3 **A. Yes.**

4 Q. Where else?

5 **A. On the 15th near the old police**
6 **headquarters.**

7 Q. Which is where?

8 **A. At Clark and Tucker on the southeast corner.**

9 Q. In the daytime or in the evening?

10 **A. In the daytime.**

11 Q. Afternoon; do you know?

12 **A. It was the afternoon. After the bus**
13 **incident.**

14 Q. How about any other times and places where
15 you heard or saw Sergeant Rossomanno issue unlawful
16 assembly or dispersal orders?

17 **A. I can't recall at this point.**

18 Q. Taking the 15th first, do you know what
19 prompted his decision to declare an unlawful assembly?

20 MS. DUNCAN: Object as to speculation.
21 Subject to that, you can answer.

22 **A. Destruction of police vehicles in front of**
23 **the old police headquarters.**

24 Q. (By Ms. Steffan) Anything else?

25 **A. Not that I can recall.**

1 Q. Taking his declaration of an unlawful
2 assembly the evening of the 17th at Locust and 11th,
3 do you know what prompted that decision?

4 A. The destruction of -- I can't say for sure.

5 MS. DUNCAN: Again, objection. Speculation.

6 Q. (By Ms. Steffan) If you don't know, that's
7 fine. I'm just wondering if you know. Were you
8 working both of those times?

9 A. Yes.

10 Q. Turning to Sergeant Jemerson, where and when
11 did you hear or see him issue dispersal or unlawful
12 assembly orders?

13 A. I saw him and heard him issuing unlawful
14 assembly orders and dispersal orders as he walked up
15 and down Tucker and told groups, individual groups, to
16 leave.

17 Q. Was that on the 17th?

18 A. On the 17th, yes.

19 Q. In the evening?

20 A. Yes.

21 Q. What prompted his decision to issue those
22 orders, if you know?

23 MS. DUNCAN: Object to speculation.

24 A. I can't say for sure. Sorry.

25 Q. (By Ms. Steffan) Do you have a belief?

1 **A. My belief is that it was probably connected**
2 **to the destruction of property and people being in the**
3 **street, blocking streets and the sidewalks.**

4 Q. Do you know -- if you don't know, that's
5 fine. Do you know if you need to issue a dispersal
6 order multiple times before taking action?

7 **A. I don't know.**

8 Q. Do you know if there is a minimum volume at
9 which you need to issue a dispersal order?

10 **A. No.**

11 Q. No, you don't know?

12 **A. I don't know.**

13 Q. When you heard Sergeant Rossomanno and
14 Jemerson issue the orders you've just described, do
15 you know if they told people where to go?

16 **A. I don't recall.**

17 Q. How about Lieutenant Sachs, you thought you
18 might have heard him issue orders?

19 **A. Correct.**

20 Q. Do you recall when or where?

21 **A. No.**

22 Q. Are you familiar with Special Order 1-01?
23 It's called Chemical Agents and Pepper Mace.

24 **A. A little bit.**

25 Q. Is it your understanding that that order

1 regulates when you can use chemical agents and pepper
2 Mace while on duty?

3 **A. Yes.**

4 Q. What is your understanding of what it says?

5 MS. DUNCAN: I'm going to object. The
6 special order speaks for itself. Subject to that, you
7 can answer.

8 **A. What was the question again?**

9 Q. (By Ms. Steffan) What is your understanding
10 of what Special Order 1-01 called Chemical Agents and
11 Pepper Mace says about when you can use chemical
12 agents and pepper Mace while on duty?

13 **A. What is my understanding? Again, we touched**
14 **a little bit on this a little bit earlier about use of**
15 **chemical spray. It's a --**

16 Q. I'll stop you there. You mentioned that it
17 was part of the use-of-force continuum; is that right?

18 **A. Sure.**

19 Q. Okay. Is this special order part of the
20 orders that regulate the use-of-force continuum?

21 **A. Yes. Since it incorporates the use of Mace,**
22 **yes.**

23 Q. Okay. Is there a difference between Mace
24 and chemical agents?

25 **A. It's my belief those terms can be used**

1 interchangeably, but "chemical agents" I think is a
2 more encompassing term.

3 Q. So Mace is a chemical agent, but chemical
4 agents include things besides Mace; is that right?

5 A. Correct. That's my understanding. And I
6 should say that Mace and pepper spray, at least for
7 our police department, those terms are used
8 interchangeably.

9 Q. Thinking back to prior to the Stockley
10 protests, did you consider your department-issued
11 handheld Mace to be a chemical agent?

12 A. Yes.

13 Q. Do you believe that you need to issue a
14 warning before you deploy your handheld Mace against a
15 person?

16 A. No.

17 Q. Do you think that there are any special
18 restrictions on when you can use Mace against a
19 protester?

20 A. Any special restrictions?

21 Q. Yeah, different from a person who is not
22 engaged in a protest.

23 A. Any special restrictions?

24 MS. DUNCAN: Can you be more specific? I'll
25 object as to vague.

1 Q. (By Ms. Steffan) Are there any different
2 rules for when you can deploy Mace against a protester
3 versus a non-protester?

4 A. I think that there's different rules when
5 Mace is used to disperse crowds rather than on an
6 individual basis to address individuals like I did.

7 Q. Okay. Can you use handheld Mace to disperse
8 crowds?

9 A. I don't believe so. But I am not sure.

10 Q. Have you ever used a chemical agent to
11 disperse a crowd?

12 A. No.

13 Q. Did you see officers using chemical agents
14 to disperse a crowd during the Stockley protests?

15 A. No.

16 Q. Did you see officers use foggers? You said
17 no earlier; is that correct?

18 A. Correct.

19 Q. Did you see officers use pepper pellets?

20 A. No.

21 Q. Did you see officers use smoke bombs?

22 A. No.

23 Q. How about tear gas?

24 A. No.

25 Q. Did you see officers carrying launchers?

1 **A. Launchers?**

2 Q. Pepper-ball launchers?

3 **A. No.**

4 Q. Did you ever see the BEAR traveling around
5 during the protests?

6 **A. Yes.**

7 Q. Where did you see it?

8 **A. On which days?**

9 Q. Let's start with the 15th. Did you see it
10 on the 15th traveling around, not stationary, but
11 traveling around?

12 **A. I saw it once way off in the distance in the**
13 **Central West End.**

14 Q. How about the 17th, did you see it?

15 **A. Yes.**

16 Q. When did you see it on the 17th?

17 **A. At some point near the intersection of**
18 **Tucker and Market.**

19 Q. On both of those occasions -- I can take
20 them separately. When you saw it in the distance in
21 the Central West End, was that during the day or at
22 night?

23 **A. At night.**

24 Q. What about the other time near Tucker and
25 Market?

1 **A. In the evening time, at night I guess.**

2 Q. Are you familiar with the term "kettle"?

3 **A. I am now.**

4 Q. Okay. If I use that term to describe what
5 happened at Tucker and Washington on the evening of
6 September 17th, 2017, will you understand what I'm
7 talking about?

8 **A. Sure.**

9 Q. Okay. You were working the evening of
10 September 17th, 2017, correct?

11 **A. Yes.**

12 Q. You were still with your bike; is that
13 right?

14 **A. Correct.**

15 Q. At the time the kettle took place, where
16 were you?

17 MS. DUNCAN: I'm going to object on the
18 record just to the term "kettling" because I don't
19 think it accurately describes pro-law enforcement what
20 that situation was. Subject to that, you can answer.

21 **A. What was the question again?**

22 MS. DUNCAN: Sorry. That was long.

23 Q. (By Ms. Steffan) With that objection in
24 mind and with your understanding of the term kettle as
25 I'm using it, at the time that incident took place at

1 Tucker and Washington on the evening of
2 September 17th, 2017, where were you?

3 **A. At what point?**

4 Q. Were you ever at the intersection of Tucker
5 and Washington on the evening of September 17th?

6 **A. Yes.**

7 Q. Were you part of one of the lines that
8 officers struck surrounding the streets that are part
9 of that intersection?

10 **A. I wasn't a part, but I was behind one of the**
11 **lines.**

12 Q. Okay. What line were you behind?

13 **A. The line of bicycles.**

14 Q. And where were the bicycles stationed?

15 **A. On the east side of Washington. On the east**
16 **side of Tucker rather across Washington.**

17 Q. Okay. You agree that there was a mass
18 arrest at that intersection?

19 **A. Yes.**

20 Q. When you had -- when that line had been
21 struck across Washington, you were directly behind it;
22 is that correct?

23 **A. Yes.**

24 Q. Were you letting pedestrians go by you or
25 not?

1 **A. At some point we were, but at some point we**
2 **weren't.**

3 Q. Okay. So you were earlier, and then as the
4 evening progressed, you stopped allowing pedestrians
5 to go east on Washington?

6 **A. Correct.**

7 Q. Do you know what time you stopped allowing
8 pedestrians to go by you?

9 **A. No.**

10 Q. Why did you stop allowing pedestrians to go
11 by you?

12 **A. Because we were advised -- if I recall**
13 **correctly, we were advised that there was gonna be**
14 **arrests made, and we were not --**

15 So there was a couple reasons. One was
16 safety because we don't want people behind us,
17 especially when our attention is directed forward.
18 But it was my understanding that there was -- arrests
19 were going to be made.

20 Q. How did you gain that understanding?

21 **A. On the radio.**

22 Q. Who communicated that on the radio?

23 **A. I believe it was Colonel Leyshock, but I**
24 **can't recall specifically.**

25 Q. So thinking back to the point after you had

1 stopped permitting pedestrians to go by you, how soon
2 after that point were the arrests effectuated?

3 **A. I don't know.**

4 Q. How long were you behind that line?

5 **A. I don't know.**

6 Q. Could you see arrests being effectuated from
7 where you were standing?

8 **A. Yes.**

9 Q. How many arrests did you see happen?

10 **A. There were a lot. But I can't even begin to**
11 **put a number on it.**

12 Q. What unit was arresting people?

13 **A. There were lots of different units.**

14 Q. Including what?

15 **A. Members of the CDT team and then I believe**
16 **members of the bureau, but I can't say for sure.**

17 Q. What's the bureau?

18 **A. Detective bureau.**

19 Q. How far were you from where the arrests were
20 being effectuated?

21 **A. At what time?**

22 Q. When they were happening.

23 **A. I started off behind the line.**

24 Q. You moved around?

25 **A. Correct.**

1 Q. Did you come in front of the line?

2 A. At some point I think I did.

3 Q. Okay.

4 A. But that was after most of the people had
5 been arrested and their hands had been secured behind
6 their back.

7 Q. From your vantage point, either behind or in
8 front of that line across Washington, did you see any
9 officers deploy chemical agents?

10 A. Yes.

11 Q. What did you see?

12 A. I don't recall specifically. I remember
13 Mace being sprayed at least once or twice.

14 Q. Okay. Other than Mace, did you see any
15 chemical agents be deployed?

16 A. No.

17 Q. Did you see officers use any impact weapons?

18 A. No.

19 Q. Did you see officers carrying batons?

20 A. Yes.

21 Q. Did you see officers hit their batons
22 against their shields?

23 A. I remember hearing it.

24 Q. Did you see officers hit their batons
25 against the ground?

1 A. No. And I'll -- let me rephrase that and
2 correct what I just said about hitting their batons
3 against their shields.

4 If I recall correctly, officers were either
5 issued a shield or a baton. So my understanding is
6 that officers were clapping their batons against their
7 like shin guards, not their shields.

8 Q. Because they weren't holding a shield at the
9 same time?

10 A. Correct.

11 Q. Why would an officer be given a baton but
12 not a shield?

13 MS. DUNCAN: I'll object as speculation.

14 Q. (By Ms. Steffan) If you know.

15 MS. DUNCAN: Subject to that, you can
16 answer.

17 A. Maybe because there's not enough. I don't
18 know.

19 Q. (By Ms. Steffan) Did you see any of the
20 arrestees engaged in violent activity?

21 A. I saw -- one kinda comes to mine. There
22 was -- one of the guys that was closest to us,
23 apparently he wasn't obeying commands to bring his
24 hands around to handcuffing position. And I saw him
25 actively resisting, and then I remember one of the

1 **officers yelling that he had knives on him.**

2 Q. When you say he was "actively resisting,"
3 what does that mean?

4 A. So he was rolling around -- I don't think he
5 was throwing punches, but he wouldn't bring his hands
6 back. And again, since he's armed, that puts those
7 officers in a very precarious situation.

8 Q. Did you see the knives he had?

9 A. No.

10 Q. You just heard afterward?

11 A. I heard during.

12 Q. You heard during. The officer said, "He has
13 knives?"

14 A. Yeah. "He's got a knife; he's got a knife"
15 or "He has knives; he has knives." Something along
16 those lines. It's a very dangerous situation to be
17 in.

18 Q. Other than that man, did you see anyone else
19 engaged in violent activity?

20 A. No. I know that -- I saw some people that
21 were probably resisting arrest, but I was focused on
22 my bike line and then also behind us because we didn't
23 have anybody behind us.

24 Q. There was no second line behind you?

25 A. Correct.

1 Q. Okay. Were there pedestrians behind you?

2 A. No. Not that I -- not that I recall.

3 Q. Were there any pedestrians in front of you
4 that were not arrested to your knowledge?

5 A. Not to my direct knowledge.

6 Q. You just mentioned that you saw some people
7 who were probably resisting arrest. What makes you
8 think that they were resisting arrest?

9 A. Because from my vantage point, it looked
10 like officers were having difficulty handcuffing the
11 individuals.

12 Q. What was causing the difficulty?

13 A. I don't know.

14 Q. It was just taking a long time; is that what
15 you're saying?

16 A. No. Because there -- I could hear orders
17 being given, "Put your hands behind your back; put
18 your hands behind your back," and then there was an
19 obvious struggle.

20 Q. Was this before or after you saw pepper
21 spray be deployed?

22 A. After or during.

23 Q. Were you close enough that you could see how
24 much space was between each arrestee?

25 A. How much space was in -- I guess to a

1 **certain extent.**

2 Q. Did you hear the officers give the
3 soon-to-be arrestees any commands?

4 A. I believe a command was given for the
5 arrestees to sit on the ground.

6 Q. Did you hear that?

7 A. I'm pretty sure that I heard that.

8 Q. Okay. Other than to sit on the ground, did
9 you hear the officers give any commands?

10 A. Well, we discussed that there were commands
11 given to -- for individuals to put their hands behind
12 their back.

13 Q. Other than you probably hearing the command
14 to sit on the ground and officers telling individuals
15 to put their hands behind their back, did you hear any
16 other commands be given?

17 A. Not that I remember right now.

18 MS. DUNCAN: Can we take a break?

19 MS. STEFFAN: Sure.

20 (Recess.)

21 Q. (By Ms. Steffan) Sergeant, before the
22 break, we were talking about what I called the kettle
23 at Tucker and Washington?

24 A. Yes.

25 Q. You understand what I mean when I use that

1 term?

2 **A. Yes.**

3 Q. But you would give it a different term; is
4 that right?

5 **A. Correct.**

6 Q. What would you call that incident?

7 **A. I would characterize that as a controlled**
8 **mass-arrest maneuver.**

9 Q. I understand what mass arrest means or at
10 least I understand that to mean lots of people
11 arrested at the same time. What does "controlled mass
12 arrest" mean?

13 **A. Pretty much what you said.**

14 Q. Just lots of people arrested at the same
15 time?

16 **A. Correct.**

17 Q. And what is a maneuver?

18 **A. The encirclement of the subjects.**

19 Q. So you agree the subjects were encircled?
20 There were no routes of egress, is that right, at the
21 time of the arrests?

22 **A. At the time of the arrests, yes.**

23 Q. And you don't know how long between the time
24 the routes of egress were cut off and the arrests
25 themselves, do you?

1 **A. No.**

2 Q. Okay. Have you worked at other protests in
3 the city besides the protest after the Stockley
4 verdict?

5 **A. Yes. After -- yes. Yes.**

6 Q. Okay. At any time during your tenure, you
7 have worked at other protests?

8 **A. Yeah.**

9 Q. Do you recall how many other protests you've
10 worked at?

11 **A. Dozens.**

12 Q. Did you work at post-Ferguson protests?

13 **A. Yes.**

14 Q. Did you work at an area of South Grand in
15 November 2014?

16 **A. Yes.**

17 Q. Did you work near Arsenal and Grand?

18 **A. Yes.**

19 Q. Did you deploy any chemical agents at that
20 intersection in November 2014?

21 **A. No.**

22 Q. Did you see other officers do so?

23 **A. Yes.**

24 Q. How many times?

25 **A. I believe there was SWAT officers that had**

1 **deployed some -- some pepper balls. And then actually**
2 **-- I'll back up a little bit.**

3 **One of my colleagues actually Mace somebody**
4 **that was involved in a resisting or some disturbance**
5 **right off of Grand and Arsenal.**

6 Q. When you say your "colleagues," does that
7 mean a person on the Bike Unit?

8 A. **No. Back then I was in our anticrime**
9 **division.**

10 Q. Which is your detective unit?

11 A. **One of many detective units.**

12 Q. Okay. Do the detective units have different
13 specialties?

14 A. **Yes.**

15 Q. Is the anticrime unit what is sounds like?

16 A. **The anticrime unit is a unit that primarily**
17 **focuses on vehicle and auto-related crime. So**
18 **carjackings, people who used a car to rob a bank or**
19 **any number of -- that unit was designed specifically**
20 **to safely address -- to eliminate pursuit situations**
21 **essentially as an undercover unit.**

22 Q. So you saw one of your colleagues of the
23 anticrime unit Mace someone near that intersection?

24 A. **Correct.**

25 Q. For resisting arrest; is that right?

1 **A. If I recall correctly, there was an officer**
2 **that had become encircled by a large amount of**
3 **protesters, and chemical spray was used to safely get**
4 **that officer out.**

5 Q. Okay. So that officer to your knowledge
6 didn't actually arrest anyone; they used the Mace in
7 order to leave the situation?

8 **A. Correct. It was completely chaotic, and we**
9 **were essentially being attacked.**

10 Q. You were there at the same time?

11 **A. Yes.**

12 Q. Were you also encircled by protesters?

13 **A. I was not.**

14 Q. Okay. Was this, if you recall, east side of
15 Grand or west side of Grand?

16 **A. I believe it was the east side.**

17 Q. Could it have been near the Qdoba parking
18 lot?

19 **A. It was in the middle of Arsenal or somewhere**
20 **close to Arsenal. It was a long time ago.**

21 Q. Okay. Have you seen officers deploy
22 chemical agents at any of the other protests you've
23 worked in the city of St. Louis?

24 **A. In the city of St. Louis, no.**

25 Q. Did you work at the Women's March?

1 **A. Which one?**

2 Q. Did you work at the Women's March in 2017?

3 **A. What month was it; do you recall?**

4 Q. January 21st.

5 **A. I've worked several Women's Marches, but I**
6 **can't recall if I worked that one in particular.**

7 Q. But you've worked several Women's Marches?

8 **A. Yes.**

9 Q. Did you deploy any chemical agents at any of
10 the Women's Marches?

11 **A. No.**

12 Q. Were people blocking streets during the
13 Women's March?

14 **A. Yes. The ones I was involved with, yes.**

15 Q. Was that legal or illegal?

16 **A. Illegal.**

17 Q. You didn't arrest anybody though?

18 **A. Correct.**

19 Q. Why not?

20 **A. Because the march was peaceful.**

21 Q. Uh-huh.

22 **A. And it would have been logistically**
23 **impossible to arrest thousands and thousands of women,**
24 **participants.**

25 Q. So it was too big to arrest anyone?

1 **A. That would be one of the factors.**

2 Q. Did you work at a march on Broadway on
3 September 29th of 2017? So after the Stockley
4 verdict, a couple weeks after the initial protests
5 we've been discussing?

6 **A. I recall working a protest that came close**
7 **to Broadway if I recall correctly, but I don't**
8 **remember what date.**

9 Q. Okay. How about an action on or near a
10 highway overpass on October 3rd?

11 **A. What do you mean "an action"?**

12 Q. A group of protesters who were at or near
13 the highway overpass?

14 **A. Yes.**

15 Q. You did work that?

16 **A. I believe so, yeah.**

17 Q. Okay. I should clarify. I think that this
18 was Highway 70 near the MLK Bridge. Does that ring a
19 bell?

20 **A. During the day?**

21 Q. I believe it was during the day.

22 **A. Yes. I believe so, yes.**

23 Q. Okay. So to summarize, you did work during
24 a protest at or near Highway 70 near the MLK Bridge
25 during the day on October 3rd?

1 **A. Yes.**

2 Q. Okay. Did you deploy any chemical agents
3 there?

4 **A. No.**

5 Q. Did you arrest anyone?

6 **A. No.**

7 Q. Did you see any other officers deploy
8 chemical agents?

9 **A. No.**

10 Q. Did you see any other officers arrest
11 anyone?

12 **A. No.**

13 Q. Are you familiar with something called
14 Special Order 1-06 Recording Police Activity?

15 **A. I am familiar, vaguely familiar with the
16 order.**

17 Q. Have you received any training on that
18 order?

19 **A. Not that I can recall.**

20 Q. How did you become familiar with the order,
21 and how do you know it exists?

22 **A. Because I recently took the sergeants and
23 lieutenants examination, and one of the -- we have to
24 study special orders and -- but more specifically
25 certain special orders, so that's why I'm familiar**

1 **that we have that policy. That's why I'm aware we**
2 **have that policy.**

3 Q. Recognizing that you don't remember every
4 word, do you recall what the policy says generally?

5 MS. DUNCAN: I'll object that the policy
6 speaks for itself. Subject to that, you can answer.

7 **A. So the special order involves recording of**
8 **police activity by citizens or us recording our own**
9 **activity?**

10 Q. (By Ms. Steffan) It is -- you're asking me?

11 **A. Yes.**

12 Q. I will represent that I believe that it
13 refers to people recording -- civilians recording
14 police activity.

15 **A. Okay.**

16 Q. Does that help you recollect what it says?

17 **A. A little bit, yes.**

18 Q. What is your understanding of what it says?

19 **A. My understanding is that we are not to**
20 **interfere with people who are recording our activity.**
21 **We as in the police.**

22 Q. Have you ever seen an officer violate that
23 policy?

24 **A. No.**

25 Q. Is it your understanding that you may use a

1 chemical agent against a person recording police
2 activity?

3 A. I guess it depends if they're doing
4 something else as well.

5 Q. Is it your understanding that you can deploy
6 a chemical agent against a person just for recording
7 police activity?

8 A. No. That's not my understanding.

9 Q. Have you ever seen an officer deploy a
10 chemical agent against someone just for recording
11 police activity?

12 A. No.

13 Q. What is your understanding of when you can
14 command a person who's recording police activity to
15 stop doing so?

16 A. I don't believe that we can issue a command
17 to somebody who is recording police activity to stop
18 doing so.

19 Q. I may have asked you this already, but have
20 you ever used a chemical agent outside the context of
21 a protest?

22 A. Yes.

23 Q. Did you use handheld Mace?

24 A. Yes.

25 Q. Have you done this on one occasion or more

1 than one occasion?

2 **A. More than one occasion.**

3 Q. Were those for the same -- those uses for
4 the same purpose or for different purposes? How many
5 times have you deployed the handheld Mace?

6 **A. Less than five outside of protest-related**
7 **activities.**

8 Q. Recognizing that you did so in different
9 circumstances, is there a general -- was there a
10 general motivation or justification for doing so
11 across all of those uses?

12 **A. It's been so long since I've used -- I**
13 **haven't used Mace since -- outside of the context of a**
14 **protest, I haven't used it in probably 10 years. So**
15 **it's been a very long time.**

16 Q. Do you recall if you did an I-leads report
17 for those uses --

18 **A. I would have, yes.**

19 Q. -- on those occasions? Is it your
20 understanding that you have to do an I-leads report
21 for use of a chemical agent?

22 **A. Yes.**

23 Q. Do you have an understanding of when you can
24 order a person to leave a sidewalk?

25 **A. When I can order a person to leave a**

1 **sidewalk?**

2 Q. Uh-huh.

3 A. I would -- I could imagine a variety of
4 **situations where it would be lawful for me to ask**
5 **somebody to leave a sidewalk.**

6 Q. Do you agree that people in St. Louis have a
7 First Amendment right to protest?

8 A. **Yes.**

9 Q. Does that include the right to protest the
10 actions of police officers?

11 A. **Absolutely.**

12 Q. Do they have a right to protest if they are
13 using foul language?

14 A. **Yes.**

15 Q. How about obscene gestures?

16 A. **Yes.**

17 Q. How about if they're yelling at officers?

18 A. **Sure.**

19 Q. Does that right include the right to protest
20 on streets?

21 MS. DUNCAN: Object to the legal conclusion.
22 Subject to that, you can answer.

23 A. **It's my understanding that the ordinances of**
24 **the city of St. Louis and the statutes of the state of**
25 **Missouri precludes folks from impeding the flow of**

1 **traffic.**

2 Q. (By Ms. Steffan) So yes or no?

3 **A. In any context, whether protesters or**
4 **somebody selling drugs.**

5 Q. Okay. So does that mean that it is your
6 understanding that people in St. Louis do not have a
7 First Amendment right to protest on streets?

8 **A. Yes.**

9 Q. Yes, they do?

10 **A. They -- it's my understanding that they do**
11 **not.**

12 Q. Okay. How about the right to protest on a
13 sidewalk; do people in St. Louis have the right to
14 protest on a sidewalk?

15 MS. DUNCAN: Same objection to the legal
16 conclusion. Subject to that, you can answer.

17 **A. Again, it depends on a variety -- several**
18 **different variables.**

19 Q. (By Ms. Steffan) What variables are those?

20 **A. If folks are -- if the protesters or people**
21 **protesting are blocking other -- not involved folks**
22 **from being able to travel via said sidewalk. That**
23 **would constitute a violation.**

24 Q. A violation of what?

25 **A. City ordinance.**

1 Q. How can you tell if people are blocking
2 pedestrian traffic?

3 MS. DUNCAN: I'll object as to context and
4 that it's vague. Subject to that, you can answer.

5 A. It's common sense really. If there's a
6 group of individuals blocking the sidewalk or standing
7 stationary and not allowing other folks to pass
8 through, that would be blocking a sidewalk.

9 Q. (By Ms. Steffan) If there's a group of
10 people standing stationary on the sidewalk but nobody
11 actively trying to get by, are they blocking
12 pedestrian traffic in that circumstance?

13 MS. DUNCAN: I'll object as to speculation.
14 Subject to that, you can answer.

15 A. I guess it depends on several things.

16 Q. (By Ms. Steffan) Like what?

17 A. Like if somebody tries to get by and what
18 the crowd's reaction is or if there's simply not any
19 space for somebody to get by.

20 Q. Let's presume that there is nobody trying to
21 get by. The only people there are people who are part
22 of the group protesting on the sidewalk. Do they have
23 a right to do that?

24 MS. DUNCAN: Again, object as speculation.
25 Subject to that, you can answer.

1 **A. I don't know how to answer that.**

2 Q. (By Ms. Steffan) What is your
3 understanding?

4 MS. DUNCAN: Objection. Vague.
5 Understanding as to what?

6 Q. (By Ms. Steffan) Do you not understand the
7 question?

8 **A. I understand, but I guess I don't know how**
9 **to answer it.**

10 Q. Okay. If you encounter -- you're a police
11 officer in charge of enforcing the law; is that
12 correct?

13 **A. Yes.**

14 Q. If you encounter a group of people, let's
15 say 30 people, standing stationary on a sidewalk,
16 nobody trying to get by, are those group of people
17 violating city ordinance or not?

18 **A. I don't know.**

19 Q. What would it depend on?

20 **A. It depends on I guess how the ordinance**
21 **reads.**

22 Q. Okay. You don't know how the ordinance
23 reads?

24 **A. Correct.**

25 Q. Okay. Can a person be guilty of obstructing

1 traffic, vehicular traffic, if the street is blocked?

2 MS. DUNCAN: Objection. Speculation.

3 Q. (By Ms. Steffan) If the street is closed?

4 A. I don't -- I don't know how a judge would
5 rule on that matter.

6 Q. Could you arrest a person for obstructing
7 traffic if the street is closed that they are on?

8 A. If they're blocking the street, I would
9 imagine that we can.

10 Q. Did you ever hear any officers say, "Whose
11 streets, our streets," while you were on duty the
12 weekend of September 15th, 2017?

13 A. No.

14 Q. Did you participate in an after-action
15 review following that weekend?

16 A. Yes.

17 Q. When was that?

18 A. I don't remember specifically.

19 Q. Was it immediately after it or sometime
20 later?

21 A. Sometime.

22 Q. Okay. Days later?

23 A. Months later.

24 Q. Okay. Where was that?

25 A. At police headquarters.

1 Q. Who was there?

2 A. A lot of people.

3 Q. Okay. All the officers who patrolled or
4 most?

5 A. Most, if not all, the members of BRT.

6 Q. Besides BRT, were there other units present?

7 A. Other police units? I don't know. There
8 may have been a couple other sergeants just to kind of
9 sit in from the chief's office.

10 Q. Were there other command staff present?

11 A. Not that I can recall.

12 Q. Who was the highest-ranking person there?

13 A. Lieutenant Boyher. Lieutenant Boyher.

14 Q. How long did that meeting last?

15 A. I think it lasted for a day. Maybe it might
16 have went into two different days.

17 Q. Was it broken up into separate events, or
18 was it one big event the whole time?

19 A. It was one event the whole time.

20 Q. Who spoke?

21 A. I did a little bit of speaking. Actually I
22 think I did most of the speaking.

23 Q. How long did you speak for?

24 A. I don't know.

25 Q. Hours? I mean a long time, or was it a

1 short speech that you gave?

2 A. I never gave a speech. I wouldn't say a
3 speech but more of a presentation. So I don't know.
4 I spoke over -- multiple times over the course of two
5 days.

6 Q. Okay. What was the purpose of that meeting?

7 A. It had several purposes, one of which was
8 essentially a critical-incident review. A lot of --
9 there was a lot of officers experiencing trauma during
10 these times. So it was to address that.

11 Also reviewed a lot of the video available
12 to us and that I took to see if we could identify
13 offenders that had assaulted police officers.

14 And then also to determine, again, if we
15 could do anything better next time or if we did
16 anything wrong from the auspices of the Bicycle Unit
17 if I'm saying that correctly.

18 Q. When you say it was a "critical-incident
19 review," what does that term mean?

20 A. So we reviewed the incident again to see if
21 --

22 Q. Okay. So when you just said you were trying
23 to see if you could do anything better next time, that
24 is a critical-incident review?

25 A. I think so, yeah.

1 Q. Okay. Do you conduct critical-incident
2 reviews regularly about other things?

3 A. When I was in anticrime we did.

4 Q. Okay. Was this the first critical-incident
5 review that you participated in as a member of the
6 Bike Unit?

7 A. Yes.

8 Q. You said you reviewed video that was
9 available to you?

10 A. Correct.

11 Q. How much video would you say, hours or less
12 than that?

13 A. Hours.

14 Q. And was that video taken at multiple
15 locations?

16 A. Yes.

17 Q. Was it all video that you had taken, or were
18 there other sources?

19 A. There were other sources too if I recall
20 correctly.

21 Q. Did other officers also speak or respond to
22 questions, participate in that meeting in some way?

23 A. It was an open meeting essentially, so
24 anybody could speak or talk.

25 Q. And did other officers avail themselves of

1 the opportunity to?

2 **A. Yes.**

3 Q. Did you come to the conclusion that you
4 could have done anything better?

5 **A. Not necessarily, no.**

6 Q. I think you already said that meeting was
7 some months after these events, right?

8 **A. Yes.**

9 Q. Was it before or after the court issued its
10 order in this case?

11 **A. I can't remember.**

12 Q. Did you go over that order at the meeting;
13 do you recall?

14 **A. No.**

15 Q. No, you don't recall, or you didn't go over
16 it?

17 **A. I don't believe we went over the order.**

18 Q. Okay. You described what you did as a sort
19 of presentation; is that right?

20 **A. I think that's -- yep.**

21 Q. Did you have any notes that you referred to?

22 **A. No.**

23 Q. Had the incident report been done by that
24 point?

25 **A. Which one?**

1 Q. The I-leads report to which you contributed
2 your uses of chemical agents, was that done at that
3 point?

4 A. **I believe so.**

5 Q. Did you review that at that meeting?

6 A. **No.**

7 Q. Did you review any audio other than -- the
8 video that you saw, did you review any tactical
9 communications?

10 A. **I don't think -- we may have listened to**
11 **some radio transmissions, but I don't recall if we did**
12 **or not.**

13 Q. Okay. You said most members of BRT were
14 there, right?

15 A. **Yes.**

16 Q. And Lieutenant Boyher was there, right?

17 A. **If I recall correctly, Lieutenant Boyher was**
18 **there for at least part of it.**

19 Q. Did he also give some kind of presentation?

20 A. **I don't remember.**

21 Q. Do you recall if he spoke?

22 A. **I don't remember.**

23 Q. Who decided to have that after-action
24 review?

25 A. **I think it was a consensus amongst several**

1 **different people.**

2 Q. In BRT?

3 A. BRT and then -- in BRT and perhaps another
4 **commander, but I don't recall specifically who.**

5 Q. Did the chief come to that meeting?

6 A. He may have made an appearance, but I can't
7 **recall.**

8 Q. Who was the chief at that point?

9 A. At that point it was either John Hayden or
10 **it might have been Chief Hayden. I think it was**
11 **shortly after he was --**

12 Q. Okay.

13 A. -- promoted to the rank of chief. Yeah, I
14 **remember him being there actually. He didn't say**
15 **much.**

16 Q. He was there in his capacity as chief?

17 A. **Yes.**

18 Q. So if we know that he became chief in
19 December of 2017, then this would have been in
20 December or after; is that right?

21 A. **After, right.**

22 Q. Okay. Have you sent any e-mails about the
23 protests or the police response to the protests?

24 A. **Yes.**

25 Q. What e-mails have you sent?

1 **A. Mainly e-mails back and forth with our legal**
2 **division.**

3 Q. I don't want to ask about your
4 communications with your legal division. Other than
5 to and with legal division, have you sent any e-mails
6 about the protests or the police response to the
7 protests?

8 **A. Nothing regarding the police response, but I**
9 **did send a departmentwide message asking people to**
10 **come to the incident review we just spoke about.**

11 Q. Did people outside of BRT take you up on
12 that invitation?

13 **A. Again, there was -- there might have been a**
14 **representative from a lieutenant, colonel or two that**
15 **sat in for part of it, but other than that, I can't**
16 **recall specifically.**

17 Q. And when you say a departmentwide message,
18 that's an e-mail?

19 **A. Correct.**

20 Q. Okay. How about text messages, did you send
21 text messages about the protests or the police
22 response to the protests?

23 **A. No.**

24 Q. Did you post anything on social media?

25 **A. No.**

1 Q. Have you had any training on the history of
2 protests in St. Louis?

3 A. No.

4 Q. How about civil disobedience, have you had
5 any training on what that is?

6 A. What it is or --

7 Q. What it is.

8 A. No.

9 Q. Okay. You have had training on how to
10 respond to it?

11 A. Correct.

12 Q. How do you identify whether a situation is a
13 civil disobedience situation or not?

14 A. I don't necessarily think that we've had
15 specific training to indicate one way or another.

16 Q. You have had training on the First
17 Amendment; is that correct?

18 A. In the police academy.

19 Q. After you graduated from the police academy,
20 have you had any training on the First Amendment?

21 A. Not that I can recall specifically.

22 Q. Do you know, is there a way to get a permit
23 to have a street protest in St. Louis?

24 A. I'm not sure.

25 Q. Do you know a term called "the

1 Policy-Acknowledgment System"?

2 A. Yes.

3 Q. What is that?

4 A. It's a system -- it's a piece of software
5 the Metropolitan Police Department uses to ensure
6 compliance with certain special orders. To ensure
7 knowledge of certain special orders.

8 Q. Fair enough. Have you received any policies
9 or special orders through the Policy-Acknowledgment
10 System?

11 A. Yes.

12 Q. What ones?

13 A. Every month we have -- there's a use of
14 force, a CIT, Charles Item Tom, pursue policy and
15 sexual-harassment policies are tested on a monthly
16 basis.

17 Q. So every month those are sent to you; you
18 have to acknowledge that you received them?

19 A. Yeah. We -- for most of those, a test is
20 actually required in order to ensure that a particular
21 person has acknowledged the order.

22 Q. What is CIT?

23 A. Crisis Intervention Team.

24 Q. That goes to everybody?

25 A. Yes.

1 Q. Is everyone on the Crisis Intervention Team?

2 A. Most of the department is trained in Crisis
3 Intervention Team training. The goal of the
4 department is to have every frontline police officer
5 and supervisor trained, but not everybody is yet.

6 Q. Are you familiar with something called the
7 "Templeton Settlement" or a lawsuit brought by a
8 person named Alexis Templeton?

9 A. I've heard that term used by my counsel.

10 Q. Okay. Did you ever receive anything related
11 to the Templeton lawsuit through the
12 policy-acknowledgment system?

13 A. I don't recall.

14 Q. Considering everything you know about the
15 police response to the Stockley protests, would you do
16 anything differently if it happened today?

17 A. I don't think so.

18 Q. Considering the court's order in this case,
19 would you do anything differently today if the same
20 events happened?

21 MS. DUNCAN: Again, I'll object. The
22 court's order speaks for itself.

23 A. No.

24 Q. (By Ms. Steffan) Okay.

25 MS. STEFFAN: I think that's all I have.

1 MS. DUNCAN: Okay.

2 MS. STEFFAN: If I could have just one
3 minute to read through my notes and make sure.

4 MS. DUNCAN: Sure.

5 MS. STEFFAN: I'm finished.

6 [EXAMINATION]

7 BY MS. DUNCAN:

8 Q. Sergeant, you talked about or you were
9 questioned about the use of foggers, and you said that
10 you had not seen any of those dispersed on
11 September 15th through 17th; is that correct?

12 A. Correct.

13 Q. Okay. And what is your understanding of
14 what a fogger is?

15 A. A fogger is a device to spray OC spray in a
16 wide pattern.

17 Q. Okay. Is there something that sprays OC
18 spray in a more direct pattern?

19 A. Yes.

20 Q. And what are those called?

21 A. Streamers.

22 Q. Okay. Did you see streamers used?

23 A. Yes.

24 Q. Okay. And just to be clear, you saw
25 streamers used from the time of September 15th to

1 17th?

2 **A. Yes.**

3 Q. Okay. You said that at one point on
4 September the 17th in the evening, you declared an
5 unlawful assembly and told people to leave the area --

6 **A. Yes.**

7 Q. -- correct? And I believe you testified
8 that some people did leave the area?

9 **A. Yes.**

10 Q. Okay. So was it your understanding that at
11 least for those people, they understood what you meant
12 by "leave the area"?

13 **A. Yes.**

14 Q. Okay. You said that when there was an
15 unlawful assembly, that people started cussing at you?

16 **A. Yes.**

17 Q. What was being said. And you're going to
18 get graphic here, but that's okay.

19 **A. A variety of very colorful terms. "Fuck the**
20 **police." There were some mention about violating --**
21 **sexually violating family members of mine. I can keep**
22 **going and going but...**

23 Q. Were they threatening?

24 **A. Yes.**

25 Q. Was it aggressive?

1 **A. Yes.**

2 Q. You mentioned the arrest maneuver called
3 encirclement. Would you call it an encirclement
4 tactic?

5 **A. Sure.**

6 Q. Were there any -- was there any illegal
7 contraband or weapons recovered after those arrests?

8 **A. Yes. After most people were arrested, it**
9 **was my understanding six firearms were recovered**
10 **either on the ground, by themselves or from persons at**
11 **Tucker and Market.**

12 Q. And that was from the people that were
13 encircled?

14 **A. At least some were, and some were just on**
15 **the ground. So I wouldn't be able to say for sure**
16 **that they came from the folks that were in there, but**
17 **we could certainly assume that they were.**

18 Q. Okay. Prior to September 17th, 2017, had
19 you ever participated in a prior encirclement tactic?

20 **A. No.**

21 Q. To your knowledge, had the department --
22 prior to September 17th of 2017, to your knowledge,
23 had the department participated in an encirclement
24 tactic before?

25 **A. No.**

1 MS. DUNCAN: I think that's all the
2 questions I have.

3 MS. STEFFAN: I have a few follow-ups on
4 that.

5 [EXAMINATION]

6 BY MS. STEFFAN:

7 Q. Is there a difference between what you've
8 just called a "streamer" and what we previously called
9 the "handheld Mace"?

10 A. So a streamer is I guess roughly the size of
11 this one-liter bottle, and it allows an officer to
12 have additional capacity of pepper spray. But the
13 output of that device is in a stream. So it's
14 designed to address an individual and not a wide
15 pattern like a fogger would.

16 Q. Are a streamer and a fogger roughly the same
17 size?

18 A. I don't know that I've seen a fogger before,
19 but I would think so. It's my understanding the
20 department doesn't use foggers.

21 Q. Okay. If Sergeant Rossomanno testified that
22 he used a fogger, would that surprise you?

23 A. I don't know.

24 Q. Okay. When you were testifying earlier
25 about using your handheld Mace, that wasn't a

1 streamer?

2 **A. During -- when we were talking about the bus**
3 **incident specifically, I used my handheld Mace. I did**
4 **on several occasions use a streamer as well.**

5 Q. Okay. Are you issued a personal streamer?

6 **A. No.**

7 Q. That's shared equipment?

8 **A. Correct.**

9 Q. Okay. How did you get your streamer that
10 you then used?

11 **A. I was given one at the bike office.**

12 Q. Okay. Who gave that to you?

13 **A. Lieutenant Boyher.**

14 Q. Did you have to like sign it out or
15 something like that?

16 **A. I can't remember if I did or not.**

17 Q. Is that the same substance in a streamer as
18 is in the handheld Mace?

19 **A. It's my understanding that it is.**

20 Q. We talked about several instances in which
21 you had used your handheld Mace during these protests.
22 When did you use the streamer?

23 **A. There's one instant -- let's see here. In**
24 **front of police headquarters when we were clearing out**
25 **the folks that were damaging police cars. And then I**

1 **also used it once during the mass-arrest maneuver at**
2 **Tucker and Market.**

3 Q. Okay. The first occasion that you've just
4 mentioned, was that on the afternoon of the 15th?

5 A. **Yes. It was after morning.**

6 Q. Okay. And who did you direct it toward?

7 A. **Folks who were either about to assault**
8 **police officers or who weren't complying with orders**
9 **to remove themselves from the street.**

10 Q. And did you arrest those people?

11 A. **No.**

12 Q. How many times did you deploy it?

13 A. **At what time?**

14 Q. The streamer when you were talking about
15 doing it the afternoon of the 15th?

16 A. **Two or three times.**

17 Q. Okay. Did you provide any medical aid to
18 those people?

19 A. **I wasn't able to.**

20 Q. Is that no, you did not?

21 A. **Correct.**

22 Q. Okay. Was it successful?

23 A. **Yes.**

24 Q. And you were trying to get the people to do
25 what, move away?

1 **A. I was trying to get the people to either not**
2 **assault my police officers or to comply with our**
3 **orders.**

4 Q. Okay. Had an unlawful assembly been
5 declared when you used the streamers?

6 **A. I don't think so, not at that point.**

7 Q. Did you warn the people that you would be
8 using the streamers against them?

9 **A. It depends on which -- which time I used it.**

10 Q. Okay. I'm talking about the afternoon of
11 September 15th. You did sometime when -- one of the
12 times you deployed the streamer during that period or
13 none of the times?

14 **A. I can't remember specifically. I may not**
15 **have warned anybody that time that I was going to**
16 **deploy it because they were -- as I said, there were**
17 **two folks that were getting ready to assault my police**
18 **officer or who were actively pushing on bikes.**

19 Q. Is it your understanding that you were
20 required to warn them?

21 **A. No.**

22 Q. If you had deployed tear gas in that
23 situation, would you have been required to warn them?

24 **A. I would not have deployed tear gas. So I**
25 **don't know.**

1 Q. Okay.

2 A. And we weren't using -- I wasn't using the
3 pepper spray in that instance to disperse the crowd.
4 I was using it on individuals that were -- I was
5 addressing individuals.

6 Q. Uh-huh. So is it your understanding that if
7 you were using pepper spray either handheld or a
8 streamer against an individual, that you do not need
9 to warn them?

10 A. It's my understanding, yes.

11 Q. That you do not need to warn them?

12 A. Correct.

13 Q. Okay. You were asked about the people who
14 complied with your order to leave the area near 9th
15 and Olive; is that correct?

16 A. Yes.

17 Q. How far did those people go?

18 A. I don't know. They left, and I didn't see
19 them again.

20 Q. So do you know if they left the area?

21 A. I didn't see them again.

22 Q. So you do not know if they complied with
23 your command?

24 A. They complied with -- they left -- they left
25 my line of sight, and I didn't see them again.

1 Q. Okay. You were also asked whether you found
2 any contraband or weapons after the encirclement; is
3 that correct?

4 A. Yes.

5 Q. And you said you did find six firearms, I
6 believe?

7 A. I didn't find six firearms, but I know I saw
8 one on the ground, and it came to my attention later
9 that there were a total of six handguns recovered.

10 Q. Is it unlawful to carry a handgun?

11 A. I can't remember when the laws changed, but
12 generally right now, no. Well, it depends on who's
13 carrying it of course.

14 Q. Of course. Was it unlawful for everyone to
15 carry a handgun at the time that encirclement
16 occurred?

17 A. No.

18 MS. DUNCAN: Objection. Speculation.
19 Subject to that, you can answer.

20 A. No.

21 Q. (By Ms. Steffan) So do you know if the
22 firearms that you recovered were illegal firearms or
23 not?

24 A. Well, I guess -- there's multiple ways a
25 firearm can be illegal, but I don't know.

1 Q. Okay.

2 MS. STEFFAN: That's all my follow-up.

3 MS. DUNCAN: Okay. I have nothing further.

4 So, Officer, you can either waive your signature or
5 read it. Reading it would entail going through the
6 transcript, and then you'd be able to proof it for
7 typos and substance, or you can waive signature. I
8 would suggest or I'd advise that you read it.

9 THE WITNESS: I would like to read.

10 MS. DUNCAN: Thank you.

11 MS. STEFFAN: PDF for me. That's it.

12 That's all I need.

13 MS. DUNCAN: I'll do an e-tran.

14 (Whereupon signature was reserved, and
15 the deponent was excused.)

16 (The exhibit was retained by
17 the reporter.)

18

19

20

21

22

23

24

25

1 COMES NOW THE WITNESS, MATTHEW KARNOWSKI,
2 and having read the foregoing transcript of the
3 deposition taken on the 17th day of DECEMBER, 2018
4 acknowledges by signature hereto that it is a true and
5 accurate transcript of the testimony given on the date
6 hereinabove mentioned.

7 _____
8 [MATTHEW KARNOWSKI]

9
10 Subscribed to before me this _____ day
11 of _____, 2019.

12 _____
13 [Notary Public]

14 My commission expires: _____.

15
16
17 (MATTHEW KARNOWSKI Deposition)
18 MALEEHA AHMAD, ET AL. vs. CITY OF ST. LOUIS, MISSOURI
19 Reporter: Stacey L. Preusser, MO-CCR, IL-CSR
20 Date Taken: DECEMBER 17, 2018.
21
22
23
24
25

REPORTER CERTIFICATE

I, Stacey L. Preusser, MO-CCR, IL-CSR, do hereby certify that there came before me at City of St. Louis, City Hall, 1200 Market Street, St. Louis, Missouri,

MATTHEW KARNOWSKI,

who was by me first duly sworn; that the witness was carefully examined, that said examination was reported by myself, translated and proofread using computer-aided transcription, and the above transcript of proceedings is a true and accurate transcript of my notes as taken at the time of the examination of this witness.

I further certify that I am neither attorney nor counsel for nor related nor employed by any of the parties to the action in which this examination is taken; further, that I am not a relative or employee of any attorney or counsel employed by the parties hereto or financially interested in this action.

Dated this 24th day of DECEMBER, 2018.



STACEY L. PREUSSER, MO-CCR, IL-CSR

A	administered 4:14	125:10 144:7	69:15	94:10,17,21
Abby 3:17	administration	allows 14:20	area 48:15 86:6	95:4,12,16,23
ability 5:21,25	16:13	37:23 160:11	87:1 96:21	95:25 96:6,13
able 78:14 81:10	administrative	amend 49:24	97:11,13 99:25	96:18 99:13,17
81:19,21,22,24	20:18,19 23:18	Amendment	104:21,22 105:4	99:21,24 100:23
85:14,15,23	23:22 26:5,7,11	142:7 143:7	105:12,21 107:2	101:3,7,13
86:5,11,11 88:4	27:6,23	154:17,20	107:6 110:8	102:10,25 103:4
143:22 159:15	advise 166:8	American 3:14	133:14 158:5,8	103:7 107:6,15
162:19 166:6	advised 125:12,13	amount 64:4	158:12 164:14	107:20 108:1,9
abnormal 26:15	affairs 30:19	107:9 135:2	164:20	108:12,15 109:2
abrasion 67:4	affect 5:21,25	Anatomy 12:24	areas 34:14	109:5,9 110:20
absolutely 78:11	affixed 38:23	ancillary 14:7	arm 61:24 77:1	110:22 111:7,10
142:11	after-action	and/or 96:19	78:12,25 79:1	111:16,23 112:1
academy 10:19,21	146:14 151:23	angry 44:22 45:2	armed 129:6	113:19,23 114:3
10:22 14:6 16:9	afternoon 3:11	annually 94:3	armor 39:16	114:13 115:5,18
17:16,21 18:2	24:9,15 47:6	answer 5:6,17	arms 75:24,25	116:1,16,19
94:1,2,4 154:18	50:17 116:11,12	9:21 24:3 25:20	76:3,9,11 80:4,9	117:2,12,14
154:19	162:4,15 163:10	43:23 59:20	80:11,14 81:4	158:5,15 163:4
accidentally 29:1	afternoons 24:12	61:11 62:22	82:5 84:9 85:8	assessments
29:2	afterward 129:10	63:12 73:21	87:22 90:18	15:7
accomplish 68:7	age 4:12	94:14,25 95:7	91:10	assigned 18:3,23
68:21 70:18	agent 120:3,11	99:7 110:15	arrest 61:17 73:1	26:4,7,10 27:6
89:3	121:10 140:1,6	111:3 116:21	124:18 129:21	27:22 34:12,21
accurate 167:3	140:10,20	119:7 123:20	130:7,8 132:9	37:12 38:4,7
168:11	141:21	128:16 139:6	132:12 134:25	41:4 60:12,13
accurately 123:19	agents 109:8	142:22 143:16	135:6 136:17,23	assignment 19:4
acknowledge	114:1 118:23	144:4,14,25	136:25 138:5,10	41:25 46:13,17
155:18	119:1,10,12,24	145:1,9 165:19	146:6 159:2	assist 61:17
acknowledged	120:1,4 121:13	answered 99:5	162:10	Association 14:16
155:21	127:9,15 133:19	112:15	arrested 17:7,11	assume 5:3 38:4
acknowledges	135:22 136:9	anticipate 89:4	127:5 130:4	93:10 159:17
167:2	138:2,8 151:2	anticrime 18:8,9	132:11,14 159:8	ate 45:18,21
acted 21:14	aggressive	31:17 134:8,15	arrestee 130:24	attached 58:15
acting 110:19	158:25	134:16,23 149:3	arrestees 128:20	77:2
action 107:8,11	ago 11:9,19 12:11	anybody 66:9	131:3,5	attacked 135:9
118:6 137:9,11	14:7,18 28:5	68:15 83:9	arresting 126:12	attempt 102:9
168:14,15	32:15 36:1,2	89:22 103:7	arrests 109:11	attempting 63:13
actions 25:11	41:17 42:2,14	129:23 136:17	125:14,18 126:2	67:10
70:19 92:8	42:15 43:10	149:24 163:15	126:6,9,19	attend 10:2 11:2
142:10	135:20	apparently 128:23	132:21,22,24	attended 10:25
active 108:24	agree 124:17	appearance 152:6	159:7	11:10,12,23
actively 89:8	132:19 142:6	applied 20:5	arrived 44:13	attention 30:16,18
128:25 129:2	agreed 4:1 56:25	approach 55:10	45:20,22	62:23 84:25
144:11 163:18	agreement 4:7	56:9 94:16 95:8	Arsenal 133:17	125:17 165:8
activities 8:4	ahead 56:25 68:6	95:14 105:25	134:5 135:19,20	attorney 6:9 8:23
141:7	Ahmad 1:4 3:4,14	107:21 110:11	Arts 10:7	9:1 168:13,15
activity 128:20	5:2 90:11	approached 57:2	asked 5:13 99:4	attorneys 5:1
129:19 138:14	167:17	57:17 82:4	140:19 164:13	attributes 20:19
139:8,9,14,20	aid 88:2,8 89:18	83:19	165:1	audio 6:23 7:5,6
140:2,7,11,14	89:22 162:17	approaching	asking 111:11,12	9:4,6 151:7
140:17	air 5:16	56:21 59:4 60:7	111:13 112:5,6	auspices 148:16
additional 20:11	al 1:4 3:4,14	62:24 71:8 80:5	139:10 153:9	authority 100:20
46:8 160:12	167:17	80:8 110:18	assault 162:7	authorized 34:19
address 93:22	alcohol 5:21	appropriate 49:22	163:2,17	auto-related
121:6 134:20	Alexis 156:8	50:3 62:11	assaulted 72:17	134:17
148:10 160:14	alleged 28:9,14,16	approximately	148:13	automatic 32:22
addressing 164:5	alleging 32:12	17:21 21:7 31:5	assaulting 72:20	33:5
	allowing 125:4,7	34:25 67:20	assembly 93:25	automatically

27:10 58:21 auxiliary 46:8 avail 149:25 available 36:25 90:7 148:11 149:9 aware 32:19 42:24 73:4 90:9 139:1	118:1 119:25 believe 33:7 40:14 44:16 51:18 56:11 63:7 64:24 66:22 70:14,17 71:1 71:15,21 72:21 84:21 85:10 106:20 115:13 115:22 120:13 121:9 125:23 126:15 131:4 133:25 135:16 137:16,21,22 139:12 140:16 150:17 151:4 158:7 165:6 believed 30:12 45:6 bell 137:19 belt 59:7,10,12,18 59:22 61:3 benefits 29:18 best 95:22 better 37:20 38:1 38:15 76:10,19 148:15,23 150:4 Bi-State 77:11 bicycle 14:11,13 14:14,20 18:14 19:5 34:2,6,6,12 34:13,15,22 35:4 41:23 45:13,14 52:22 56:4 63:2,8 65:20 68:3 100:6 148:16 bicycles 34:11 35:5 38:2 56:10 56:10 63:7 65:9 65:12,17,19 81:23 124:13,14 big 56:13 59:11,13 82:14 136:25 147:18 bigger 35:2 62:16 bike 14:16 15:1,25 16:1 19:19 21:23 30:11 33:25 34:9,13 34:17 35:2,6,10 35:12,16,18,22 36:4,5,7,11 37:9 37:10,12,15,20 37:25 38:8,9 39:10,19,22 40:20 45:15,20 45:23 46:5,7,10	46:19 47:3,15 52:14 53:16 54:7 56:21,21 57:18,23,25 58:2,4,7,12 59:5 65:21,25 66:9 66:10,23 67:7 67:23,23 71:12 71:21,22 72:6,9 72:19,23 76:1 77:3,4,6 78:13 78:18 79:1 80:8 81:17 82:1 83:11,13 85:3 86:5,13 87:11 87:11,14,18,20 92:24 93:1,8 100:9 103:13,16 123:12 129:22 134:7 149:6 161:11 bikes 15:12 16:17 37:10,17,18,19 54:8 56:6,11,12 66:7 70:6,23 81:22 104:2 163:18 bit 11:14 15:20 20:17 71:24 118:24 119:14 119:14 134:2 139:17 147:21 black 82:25 91:3 block 15:16 16:15 63:14 67:10,13 102:9 103:14 blocked 102:1 146:1 blocking 107:24 108:19 118:3 136:12 143:21 144:1,6,8,11 146:8 body 76:5 bombs 121:21 border 106:19 bottle 104:4 160:11 bottles 64:11 boundaries 106:15 Boyher 21:22 39:21 40:15,16 51:6 53:9,11 100:19 147:13 147:13 151:16 151:17 161:13 branch 11:25 12:4	brand 37:13 break 5:15,18 68:24 103:7 131:18,22 breakfast 45:18 45:21 breaking 94:17 95:10 Bridge 137:18,24 brief 63:16 bring 85:14 128:23 129:5 broad 11:14 28:19 Broadway 137:2,7 broken 97:2,4 101:16 102:14 147:17 brought 30:16,18 156:7 BRT 46:9,11 53:12 53:24 54:2,14 54:17 60:10 86:16 103:11 147:5,6 151:13 152:2,3,3 153:11 building 15:16 16:15 bunch 97:5 bureau 126:16,17 126:18 burnt 104:7 bursts 75:1 bus 50:13 51:22 52:1,5,6,8,8,8 52:10 55:10,11 56:9,22 57:2,17 57:21 58:13 60:7 62:25 63:14,17 64:3 68:12 69:6,8,9 69:21 70:7 71:5 71:8 74:11,12 74:14,16 75:18 75:20,20,22,24 76:2,12 77:2,24 78:5,10,17,20 78:22,23 79:20 79:21,24 80:1,2 80:5,6,6,8,11,17 80:18 81:5,10 82:2,6,7,12,14 82:17,21,23 83:10,19 84:5,7 84:17,19,20,24 84:25 85:2,4,15 86:1,3,5,10,11 86:16,17,18,19	86:19,21,22,23 86:24 87:1,4,8,8 87:12,18,23 90:19,20,22 116:12 161:2 buses 50:18,23,24 51:1,2,7,13,15 51:17 52:15 53:13,23,24 54:1,2,12 55:6 55:12,13 59:4 62:25 63:1 64:24 65:2,3 67:24 69:11 70:10 77:10,11 83:2 85:4 86:14 89:4 business 22:6 button 58:20,22
B Bachelor's 11:7,8 back 17:9 26:9 30:10 31:16 33:23 38:19 41:9 44:15 46:21 56:23 62:23 65:19 68:4,9 69:20 70:8 71:24 82:20 89:7 107:4 112:6,9 120:9 125:25 127:6 129:6 130:17,18 131:12,15 134:2 134:8 153:1 Backing 49:16 badge 38:12,13 bag 38:9 ballistic 39:17,18 balls 134:1 bank 134:18 banked 37:6 banks 37:5 bar 61:24 base 44:19 Based 60:2 basic 15:14,15 16:14,19 94:1 basically 25:7 basis 121:6 155:16 baton 62:3 128:5 128:11 batons 127:19,21 127:24 128:2,6 BEAR 114:18,19 114:20,21 115:9 122:4 beat 19:16 becoming 13:14 13:19 15:16 16:15 began 63:2,4,21 115:20 behalf 1:12 3:10 belief 44:19 110:20 117:25	Bi-State 77:11 bicycle 14:11,13 14:14,20 18:14 19:5 34:2,6,6,12 34:13,15,22 35:4 41:23 45:13,14 52:22 56:4 63:2,8 65:20 68:3 100:6 148:16 bicycles 34:11 35:5 38:2 56:10 56:10 63:7 65:9 65:12,17,19 81:23 124:13,14 big 56:13 59:11,13 82:14 136:25 147:18 bigger 35:2 62:16 bike 14:16 15:1,25 16:1 19:19 21:23 30:11 33:25 34:9,13 34:17 35:2,6,10 35:12,16,18,22 36:4,5,7,11 37:9 37:10,12,15,20 37:25 38:8,9 39:10,19,22 40:20 45:15,20 45:23 46:5,7,10	bikes 15:12 16:17 37:10,17,18,19 54:8 56:6,11,12 66:7 70:6,23 81:22 104:2 163:18 bit 11:14 15:20 20:17 71:24 118:24 119:14 119:14 134:2 139:17 147:21 black 82:25 91:3 block 15:16 16:15 63:14 67:10,13 102:9 103:14 blocked 102:1 146:1 blocking 107:24 108:19 118:3 136:12 143:21 144:1,6,8,11 146:8 body 76:5 bombs 121:21 border 106:19 bottle 104:4 160:11 bottles 64:11 boundaries 106:15 Boyher 21:22 39:21 40:15,16 51:6 53:9,11 100:19 147:13 147:13 151:16 151:17 161:13 branch 11:25 12:4	brand 37:13 break 5:15,18 68:24 103:7 131:18,22 breakfast 45:18 45:21 breaking 94:17 95:10 Bridge 137:18,24 brief 63:16 bring 85:14 128:23 129:5 broad 11:14 28:19 Broadway 137:2,7 broken 97:2,4 101:16 102:14 147:17 brought 30:16,18 156:7 BRT 46:9,11 53:12 53:24 54:2,14 54:17 60:10 86:16 103:11 147:5,6 151:13 152:2,3,3 153:11 building 15:16 16:15 bunch 97:5 bureau 126:16,17 126:18 burnt 104:7 bursts 75:1 bus 50:13 51:22 52:1,5,6,8,8,8 52:10 55:10,11 56:9,22 57:2,17 57:21 58:13 60:7 62:25 63:14,17 64:3 68:12 69:6,8,9 69:21 70:7 71:5 71:8 74:11,12 74:14,16 75:18 75:20,20,22,24 76:2,12 77:2,24 78:5,10,17,20 78:22,23 79:20 79:21,24 80:1,2 80:5,6,6,8,11,17 80:18 81:5,10 82:2,6,7,12,14 82:17,21,23 83:10,19 84:5,7 84:17,19,20,24 84:25 85:2,4,15 86:1,3,5,10,11 86:16,17,18,19	C C 3:13 call 132:6 159:3 called 97:11,13 118:23 119:10 131:22 138:13 154:25 156:6 157:20 159:2 160:8,8 calls 20:25 23:19 23:23 63:11 94:12 95:5 cameras 23:2 cans 59:21 capability 15:8 22:25 capable 15:5 capacity 19:22 22:8 23:12 45:11 152:16 160:12 captain 40:1,3,5 40:18 captain's 25:13 car 114:25 134:18 carefully 168:9 carjackings 134:18 carries 59:24 carry 59:12,17,22 61:3 73:18 84:4 165:10,15 carrying 58:25 59:3,5,8 60:6,10 60:24 73:23 121:25 127:19 165:13 cars 19:17,18

27:18 103:16 104:7 114:24 161:25 case 5:2 7:17 9:19 19:4,12 20:24 21:8 22:19 24:21 25:23 27:2,8 30:22 31:7 32:10 33:4 33:24 35:15 36:20 40:7 43:17,21,21 44:3 90:11 150:10 156:18 cases 31:11,18,20 49:4 caught 29:1,2 cause 26:10 28:7 caused 91:15,18 causing 108:23 130:12 CDT 41:24 42:2,5 42:17 51:19,23 54:2,4 86:18,22 87:5,7 126:15 Central 10:7 48:4 48:13 122:13,21 certain 32:21,21 32:22 33:6,6,18 33:18 65:23 91:4 131:1 138:25 155:6,7 certainly 89:6 100:20 159:17 CERTIFICATE 168:1 certifications 15:25 16:3 Certified 4:4,5 certify 168:5,13 chain 37:23 91:9 chains 37:20 chairs 102:6,7 changed 43:12,14 165:11 channel 58:23 chaotic 135:8 characterize 132:7 charge 21:17 22:11 48:22,24 100:13 145:11 Charles 105:10,16 155:14 chemical 109:8 114:1 118:23 119:1,10,11,15 119:24 120:1,3	120:3,11 121:10 121:13 127:9,15 133:19 135:3,22 136:9 138:2,8 140:1,6,10,20 141:21 151:2 chest 83:17,17 chief 20:4 22:9 152:5,8,10,13 152:16,18 chief's 25:4,6,10 147:9 Chouteau 106:18 106:21 circumstance 144:12 circumstances 30:8 50:12 107:10 141:9 CIT 155:14,22 citizens 139:8 city 1:7 3:7,11,11 3:17,17 5:2 9:16 34:14 106:8 110:17 133:3 135:23,24 142:24 143:25 145:17 167:17 168:5,5 City's 22:3,20,24 23:5,10 civil 3:14 30:7 41:6,10,15,22 44:23,25 154:4 154:13 civilian 30:4,24 31:13 32:3,6 37:18 52:2,4 83:2 101:6 102:25 105:12 105:20 civilians 51:24,25 68:17,20 74:19 90:8 139:13 clapping 128:6 clarify 42:14 137:17 Clark 50:17 64:25 65:3 84:22 116:8 class 11:19 12:8 13:18 classes 10:25 11:18,20 12:25 16:12 classroom 15:20 clear 9:5 28:15 55:11 68:4 70:1	70:7 75:17 86:19 112:16 157:24 clearing 161:24 close 53:19 55:18 56:24 82:13 101:12 103:20 130:23 135:20 137:6 closed 146:3,7 closed-hand 61:19,21 62:2,6 62:18 closely 40:23 closer 64:24 65:4 81:10 87:23 103:21 closest 71:5 74:13 74:15 128:22 coat 38:19,21,25 cold 90:4 Cole 106:18 colleagues 63:5 134:3,6,22 college 10:25 11:2 11:12,13,16 colleges 11:10 colonel 125:23 153:14 colorful 158:19 column 56:18,22 56:23,23 57:7 columns 55:10,20 56:8 57:9,16 62:24 85:21,24 85:25 come 16:5 45:12 46:15 62:15 70:12 127:1 150:3 152:5 153:10 comes 62:18 128:21 167:1 coming 45:6,11 103:9,10 107:4 command 49:22 62:13 131:4,13 140:14,16 147:10 164:23 commander 21:3 34:20 48:19 49:3,5,12,21,23 49:25 152:4 commanders 20:2 commanding 21:18 39:25 100:11,15	commands 62:8 62:21 128:23 131:3,9,10,16 commendation 25:5 commendations 24:25 25:3 commission 167:13 commissioned 94:5 committed 28:18 common 94:15 110:18 144:5 common-sense 94:16 95:8,14 105:18,25 107:21 110:10 110:11 communicated 92:3 125:22 communicating 58:6 communications 151:9 153:4 Community 11:12 11:13,16 company 22:5,12 Comparatively 38:2 competent 15:4 complained 30:17 complaint 30:5,13 30:16,23 31:8 31:13,20 complaints 30:7,9 30:24 completed 10:10 completely 84:2,4 135:8 compliance 155:6 complied 105:16 105:24 106:3,11 106:23 164:14 164:22,24 comply 107:1,7 109:19,24 163:2 complying 162:8 comprised 34:9 computer 93:6 computer-aided 168:10 Concentrating 84:8 concern 103:13 103:15 concert 102:2 conclusion 94:13	95:6 110:14 142:21 143:16 150:3 conclusions 111:12 concrete 97:7 conditions 5:24 conduct 30:21 149:1 confident 75:8 confidential 25:19 36:18 configuration 55:25 confirm 33:24 86:13 connected 118:1 consensus 151:25 consider 120:10 considering 89:7 156:14,18 constitute 143:23 constitutes 94:10 consulted 6:8,11 53:2 context 111:22 112:4 140:20 141:13 143:3 144:3 continued 70:6 102:19 103:24 108:4,4 110:1 continuous 102:17 continuum 61:18 62:4,20 119:17 119:20 contraband 159:7 165:2 contracts 22:5 contributed 151:1 control 61:15,19 controlled 132:7 132:11 conversation 89:9 convey 51:19 99:16,20 conveyed 92:10 conveying 105:1 convicted 16:21 cool 90:7 coordinated 21:17 copy 93:17 corner 116:8 correct 5:3 8:8 13:9,10,16,17
--	---	---	--	---

14:23 15:8,9 19:7,8,13,21 21:19,20 24:16 25:9 27:1 28:13 28:22 29:7 32:23 33:25 34:4 35:3,14 37:8 38:5 39:24 40:14 41:19,21 46:8,12 50:21 50:22 52:16,17 54:18 57:11,14 60:9,18,20 61:7 61:8 63:22 65:11 66:14,21 69:7,13 71:6,17 72:4,10 73:24 73:25 75:11,14 76:6,9 79:21 80:21 81:12 83:4,6,24 84:20 85:22 87:6 90:13 93:4,12 93:21 95:24 97:9,10 98:17 99:11,15 100:10 101:17 102:23 104:19 108:10 109:15 114:3,4 115:2 118:19 120:5 121:17,18 123:10,14 124:22 125:6 126:25 128:2,10 129:25 132:5,16 134:24 135:8 136:18 145:12 145:24 149:10 153:19 154:11 154:17 157:11 157:12 158:7 161:8 162:21 164:12,15 165:3 corrected 50:11 correctional 13:22 correctly 13:14 25:7 32:20 40:6 41:22 52:13 57:23 58:4 61:5 67:4 77:6 79:17 82:24 86:17 87:3 104:8 125:13 128:4 135:1 137:7 148:17 149:20 151:17 counsel 4:2,2,7	6:8,13,14,20 8:22 9:11,13 156:9 168:13,15 counseling 30:1 Counselor's 3:17 count 64:4 couple 11:20 12:11 31:16 32:15 104:4 125:15 137:4 147:8 course 15:14,15 20:16 24:1 107:10 148:4 165:13,14 courses 12:22 court 1:1 3:1 4:5 4:14 5:7 40:7 42:18,24 77:18 150:9 court's 156:18,22 crime 16:21 17:5 134:17 criminal 11:7 44:3 Crisis 155:23 156:1,2 critical 23:17 26:12,14,16,19 27:21 49:18 critical-incident 148:8,18,24 149:1,4 crowd 56:12,13 57:18 60:5 63:4 82:17 85:1 86:3 88:6 105:8 121:11,14 164:3 crowd's 144:18 crowds 121:5,8 cruiser 114:22 currently 18:14 35:12,23 cussing 101:5 158:15 cut 132:24 cyclist 16:19	137:8 167:3,18 Dated 168:16 dates 28:6 day 3:11 23:15 24:1,9,10,14 46:14 48:1,14 49:9,11 55:1 60:20,21 83:25 84:1 122:21 137:20,21,25 147:15 167:2,7 168:16 daylight 28:19 days 27:8 29:9 122:8 146:22 147:16 148:5 daytime 116:9,10 December 1:13 3:10 20:10 152:19,20 167:2 167:18 168:16 decide 36:22 decided 36:24 52:20,22 151:23 deciding 68:7 decision 116:19 117:3,21 declaration 110:22 117:1 declare 95:4,12 95:25 102:10 110:20 111:16 114:13 115:4 116:19 declared 95:16,23 96:5,13,17 99:12,16,21 100:23 101:2,7 101:13 102:24 103:3 107:5,15 108:8,11 109:5 109:9 114:2 158:4 163:5 declaring 103:6 113:18,23 116:1 Deeken 40:1 deemed 30:14 Defendant 1:8 3:8 3:17 4:3 define 100:15 definition 111:4 degree 11:4,6,8 11:15,21 demonstrating 72:2 76:4 demoted 25:16 26:1 department 14:3	17:15,20 18:21 19:24 23:13 25:1,17 26:2 30:1 32:2,7,8 34:10 45:9 60:14 83:10 90:6 93:22 120:7 155:5 156:2,4 159:21 159:23 160:20 department-iss... 120:10 departmentwide 153:9,17 depend 145:19 depended 21:11 depends 23:15,25 37:4 47:18 54:9 98:19 100:14 101:14 107:10 140:3 143:17 144:15 145:20 163:9 165:12 depicted 79:20,24 80:20 deploy 61:6 71:7 72:13 74:1,5,10 74:17 79:5,12 81:5,13 89:11 89:22 120:14 121:2 127:9 133:19 135:21 136:9 138:2,7 140:5,9 162:12 163:16 deployed 71:13 72:8 74:7 75:2 75:12 85:7 87:24 88:23 89:16 90:2,15 91:21 92:3,6 127:15 130:21 134:1 141:5 163:12,22,24 deploying 81:11 deployment 91:14 91:15 deponent 166:15 deposed 5:3 deposes 4:15 deposition 1:12 3:9 4:3 6:4,7 7:1 7:7,9 8:21 9:4 167:2,17 derailer 37:22 Derailers 37:20 describe 17:18 47:14 81:20	123:4 described 118:14 150:18 describes 123:19 describing 78:8 designed 134:19 160:14 destroy 103:16,25 108:4 destroyed 96:2 101:12,14,22,24 102:4,21 105:5 destroying 97:20 97:25 98:5,22 101:10 107:16 107:18,22,23 108:12,17 destruction 45:4 97:18,21 102:18 103:20 116:22 117:4 118:2 detached 18:13 18:17,24 19:5 20:1,3 35:15,17 detachment 18:19 18:22 detective 18:8 126:18 134:10 134:11,12 determine 70:4 148:14 determining 89:3 device 60:4 157:15 160:13 devils 102:4 differ 20:21 34:5 difference 61:20 119:23 160:7 different 12:25 34:14 37:17,24 38:10 70:12,14 97:5 110:24 112:8 120:21 121:1,4 126:13 132:3 134:12 141:4,8 143:18 147:16 152:1 differently 156:16 156:19 difficulty 130:10 130:12 direct 6:25 7:2,8 21:13 61:16 75:16 130:5 157:18 162:6 directed 125:17 directing 61:24 62:23
---	---	---	---	--

direction 79:18,19 directions 70:13 70:15 85:11 directly 64:23 69:21 88:21 90:19 124:21 disagree 29:13 disappeared 88:6 disciplinary 25:16 25:19,25 29:19 discipline 31:18 discuss 55:6 discussed 57:20 131:10 discussing 53:12 137:5 dismount 58:1 dismounted 56:12 56:20 58:4 59:5 63:1 67:22 80:7 83:19 85:3 86:4 disobedience 41:6,10,15,23 154:4,13 disobeying 61:16 dispersal 110:9 110:13,22 112:8 112:13,16,21,24 113:2,11 114:9 115:4,17,25 116:16 117:11 117:14 118:5,9 disperse 60:5 110:6 111:6,10 111:17,22 112:2 112:5 121:5,7 121:11,14 164:3 dispersed 110:5 157:10 dissolved 103:23 distance 122:12 122:20 distributes 60:4 district 1:1,1 3:1,1 18:3,11,12,13 18:15,18,23 19:10,19 20:1 24:8,8 35:13,16 35:18,20,25 districts 22:6 disturbance 108:23 134:4 diversity 20:18 division 1:2 3:2 6:12 18:8 30:20 134:9 153:2,4,5 docked 29:18 document 41:2	77:16,20 Documentation 40:22,24 documents 6:17 6:19,20,21 9:10 30:15 doing 21:1 23:22 72:3 89:8 99:18 103:5 107:19,25 108:14,21 109:1 140:3,15,18 141:10 162:15 don 42:12 double 55:25 downtown 18:13 34:10 47:22 48:1,7,14,15 96:2 97:19 104:23,25 105:13,22 106:1 106:7,10,14,16 106:19 Dozens 133:11 drive 14:8,10 83:10 93:18 driver 52:1 82:23 driver's 13:24 82:14 drivers 83:1,2 driving 14:1 drug 102:8 drugs 5:20 143:4 Duke 54:22 duly 168:9 Duncan 2:2 3:17 9:18,22 23:9 25:18,24 36:17 42:9 43:4,18,23 59:19 61:10 63:11 68:24 69:1 73:20 79:8 88:11 94:12 95:5 99:4 110:14 116:20 117:5,23 119:5 120:24 123:17 123:22 128:13 128:15 131:18 139:5 142:21 143:15 144:3,13 144:24 145:4 146:2 156:21 157:1,4,7 160:1 165:18 166:3,10 166:13 duties 20:21,22 26:5,8,11 27:7 27:23	duty 119:2,12 146:11 dynamic 21:12 58:3 <hr/> E <hr/> E 3:13,13 e-mail 8:22 93:15 93:17,22 153:18 e-mails 8:20 152:22,25 153:1 153:5 e-tran 166:13 earlier 9:10 69:4 80:17 83:1,25 84:1 101:16 119:14 121:17 125:3 160:24 early 10:24 east 65:5 86:2 102:19,21 104:1 109:17 124:15 124:15 125:5 135:14,16 east/west 104:13 EASTERN 1:1,2 3:1,2 effect 33:9 effecting 61:17 effectuated 126:2 126:6,20 egress 132:20,24 eight 21:7 either 23:16 24:10 24:12 27:2 32:4 44:24 49:21 50:3 66:17 80:8 96:7,14 99:13 127:7 128:4 152:9 159:10 162:7 163:1 164:7 166:4 elbow 77:12 elbows 76:5,7,9 78:9 elect 62:10 eliminate 134:20 em 88:17 Embroidered 38:15 emergency 14:10 employed 168:13 168:15 employee 168:14 employee-misc... 31:22 32:17 33:20 employment	17:14 empty 51:21 79:25 86:22 87:5 EMR 32:11,12 EMRs 32:16 EMT 11:19 12:8 13:16,18 encircled 132:19 135:2,12 159:13 encirclement 132:18 159:3,3 159:19,23 165:2 165:15 encompassing 120:2 encounter 145:10 145:14 encountered 69:12 80:11 81:4 ended 57:2,3 enforcement 19:22 123:19 enforces 111:14 enforcing 145:11 engaged 120:22 128:20 129:19 engaging 84:12 ensure 21:1 91:25 155:5,6,20 ensured 91:20 entail 12:13 14:19 166:5 entered 42:24 entire 48:9 equal 35:9 equipment 35:10 37:20 38:1,7,14 84:3 161:7 escalating 53:14 especially 24:4 125:17 essentially 15:4 15:16 18:22 21:2 22:11 36:11 55:22 102:4 103:17 108:23 134:21 135:9 148:8 149:23 estimate 64:6 75:4 103:1 et 1:4 3:4,14 167:17 evening 48:5,12 96:1 115:23 116:9 117:2,19	123:1,5,9 124:1 124:5 125:4 158:4 event 102:13,18 147:18,19 events 7:16,17 19:3,12 21:8,13 22:19 24:21 33:3,23 35:15 36:20 41:2 102:15 147:17 150:7 156:20 everybody 45:13 155:24 156:5 exact 69:14 99:6 exactly 69:25 70:2 75:10 examination 2:1 4:18 138:23 157:6 160:5 168:9,11,14 examined 3:10 4:12 168:9 example 107:12 excused 166:15 exercise 15:21 exercises 15:24 exhibit 2:6,7 77:17,20 79:20 80:20 90:24 166:16 exhibiting 88:14 EXHIBITS 2:5 exigent 50:5,11 exists 138:21 exit 55:12,12 85:16 86:20 experience 26:18 88:25 experiencing 148:9 expired 13:13 expires 167:13 extension 58:18 extent 42:9 131:1 extract 51:2,12,20 52:15 54:11 87:8 extracted 51:8 84:17 86:16 extracting 55:6 86:14 89:4 eye 85:1 eyes 82:14 88:18 90:4 103:5 <hr/> F <hr/> face 72:14,15
---	---	---	---	--

82:16 90:5 96:1 facing 65:3 69:5 78:22 fact 91:21 92:1,3 104:4 factors 137:1 fair 29:14 41:13 41:14 42:1 49:8 50:16 55:13 59:14 66:4 67:19 76:4 77:15 86:8 100:16 155:8 fairly 65:23 fall 57:7 falls 61:18 familiar 48:18 50:6 60:1 118:22 123:2 138:13,15,15,20 138:25 156:6 family 158:21 fan 85:23 far 82:5 87:17 126:19 164:17 feel 44:7 75:8 female 82:25 figured 103:18 filed 30:4,24 31:21 32:14,17 33:20 filled 36:10 64:11 finally 84:6 financially 168:15 find 44:8 165:5,7 fine 44:7 69:2 117:7 118:5 Finest 22:3,20,24 23:5,10 finished 157:5 firearm 165:25 firearms 159:9 165:5,7,22,22 first 13:5 14:17 16:17 43:16,20 44:2 45:17,20 46:13,17,19 47:8,10 48:14 49:19 54:1 56:22 57:17 62:5,7 71:11 80:1,6,13,23,25 81:3,19,21 84:5 84:7,17,19,20 86:5,10,16,21 86:23,24 89:18 96:17 99:20 114:12 115:16 116:18 142:7	143:7 149:4 154:16,20 162:3 168:9 fist 62:3 five 22:14 54:20 74:23,24 98:13 141:6 fleeing 28:12 flow 142:25 Flowers 54:22 Flushing 90:4 fly 58:5 focused 64:1,2 84:25 129:21 focuses 134:17 fogger 59:25 60:6 60:11,12,25 157:14,15 160:15,16,18,22 foggers 60:13,15 60:17,20 121:16 157:9 160:20 folks 6:11 15:18 34:12,14 45:2 52:7,23 63:4,6 63:21 70:8 75:23 81:21 82:16 97:25 102:3 103:24 104:2 105:1 107:22 108:24 112:3,6 142:25 143:20,21 144:7 159:16 161:25 162:7 163:17 follow-up 166:2 follow-ups 160:3 followed 55:23,24 following 146:15 foot 27:18,20 54:8 56:22 62:25 85:3 force 32:21 33:5 33:17 37:1 61:18,23 62:16 83:5 84:14 155:14 forced 67:7 forcibly 61:25 foregoing 167:1 forenoon 3:10 Forest 11:12 forgot 16:11 84:4 form 55:10,20 formations 42:11 formed 56:8 67:14 67:16 69:5 forth 71:24 153:1	forward 86:1 125:17 foul 142:13 found 29:10,12 165:1 foundation 79:9 four 20:15 frame 7:4,7 77:9 77:13 free 44:8 freeing 64:3 Friday 40:7 front 20:24 38:16 56:24 64:19 66:17 67:14 69:5,8,24 70:9 70:11,20,22,24 75:17,20,23 76:1,12 77:2,10 78:9,13,17,18 78:20,22 82:6,7 82:11 87:12,17 90:19,20 101:25 103:21 116:22 127:1,8 130:3 161:24 frontline 20:24 156:4 Fuck 158:19 full 51:21,22 79:25 86:22,23,24 87:2,4 full-time 13:3 34:10 function 41:2 further 69:9,9,10 72:18,24 87:25 107:8 166:3 168:13,14	30:17 gestures 142:15 getting 63:16 70:3 70:9 72:17 104:6,7 163:17 give 8:17 17:1 28:6 93:14,17 107:7 131:2,9 132:3 151:19 given 6:19 23:7,13 31:18 46:23 128:11 130:17 131:4,11,16 161:11 167:3 go 5:5 10:6 12:17 13:3 36:22,23 46:19 48:3,11 50:24 51:10 52:20,22 62:5 84:19 85:9 97:15 99:18 109:14,14,16 118:15 124:24 125:5,8,10 126:1 150:12,15 164:17 goal 72:16 156:3 goes 12:19 58:18 106:21 155:24 going 5:9 9:18 17:13 23:16 25:15,18,23 29:5 36:17 42:13 43:4 44:23 50:25 63:11,18 77:16 77:19 79:8 84:24 94:12 99:4 104:18 119:5 123:17 125:19 158:17 158:22,22 163:15 166:5 gonna 39:12 125:13 GoPro 83:11,18 84:16 gosh 13:7 14:7,18 47:9 Gotcha 29:4 58:20 grab 65:16 66:1,6 66:8,9 grabbed 63:6 65:8 65:11,22 66:3 grabbing 65:18,20 65:25 grade 10:10 graduate 9:25	10:19,21,23 11:23 graduated 18:2 94:3 154:19 grainy 78:4 91:1,2 Grand 133:14,17 134:5 135:15,15 graphic 158:18 great 5:9 25:7 grip 71:20 ground 54:12 61:25 63:21 127:25 131:5,8 131:14 159:10 159:15 165:8 group 24:7 28:16 53:12 54:14 70:1,20 71:5 75:23 78:10 79:10 80:4,9,11 80:14,19,23,23 80:25 81:3,14 81:19 82:4 84:8 85:8 87:7,22 92:14,15 94:16 95:10 97:17 102:3,20 104:2 104:3 107:23 108:2,16,17,24 110:19 137:12 144:6,9,22 145:14,16 groups 21:16 34:5 80:3 117:15,15 guards 128:7 guess 7:4 10:24 26:15,15 30:10 38:15 49:24 50:11 52:21 62:14 94:15 100:13,14 106:19 110:10 110:25 111:3 112:4 123:1 130:25 140:3 144:15 145:8,20 160:10 165:24 guilty 145:25 guys 128:22
<hr/>				
G				
<hr/>				
gain 125:20 gal 91:3 garment 38:22 gas 121:23 163:22 163:24 gear 39:9,11,13 39:14,16 42:12 gears 37:24 GED 10:15,17 general 50:15 141:9,10 generally 21:14 49:14 139:4 165:12 generated 32:11 32:12 gentleman 30:12				
<hr/>				
H				
<hr/>				
half 17:22 18:7 28:5 36:13 Hall 3:11 168:5 hand 59:8,9 62:16 77:19 handcuff 61:25 handcuffing				

128:24 130:10 handgun 165:10 165:15 handguns 165:9 handheld 59:2 120:11,14 121:7 140:23 141:5 160:9,25 161:3 161:18,21 164:7 handlebars 66:1 hands 72:1,5,9 127:5 128:24 129:5 130:17,18 131:11,15 hanging 5:16 happen 32:9 65:14 66:19 102:14 126:9 happened 45:3,16 62:25 63:3 89:10 93:19 102:22 123:5 156:16,20 happening 126:22 happens 23:25 27:10 hard 24:3 93:17 Hayden 152:9,10 hazards 15:23 head 66:20 heading 63:1 67:23 85:2,3 103:15,25 headquarters 103:22 116:6,23 146:25 161:24 health 5:24 hear 43:16,21 44:2 82:19 103:9 117:11 130:16 131:2,6 131:9,15 146:10 heard 103:6 113:16 114:11 114:12 116:15 117:13 118:13 118:18 129:10 129:11,12 131:7 156:9 hearing 42:19,21 42:25 115:10 127:23 131:13 heavily 48:16 heavy 39:16 helmet 38:9 39:17 39:17,18 help 86:19 89:21 139:16	helped 87:8 helping 23:18,22 hereinabove 167:3 hereto 167:2 168:15 Hey 92:5 high 9:25 10:2,4,6 10:12 higher 49:15 50:1 50:3 highest 10:10 49:2 highest-ranking 147:12 highway 28:17,21 29:5 137:10,13 137:18,24 hip 58:15 history 17:14 25:16,25 154:1 hit 64:12,14 67:7 88:13 127:21,24 hitting 82:18,19 128:2 hold 71:21 holding 128:8 homicide 23:17 28:18 49:17 112:4 hours 3:10 22:13 22:15,16 40:7 40:12,19 147:25 149:11,13 hundred 98:18 99:2,10 hung 110:3,4	immediately 16:5 82:11,22 99:25 146:19 impact 127:17 impart 20:19 impeding 142:25 impossible 136:23 impractical 88:7 impression 83:7 in-service 16:6,10 inches 59:14 incident 26:14,16 26:16 48:18,23 48:25 49:3,3,5 49:12,18,20,25 50:13 52:9 58:13 60:7,17 73:15 74:8 84:5 90:11 91:6,11 91:21 92:17,19 116:13 123:25 132:6 148:20 150:23 153:10 161:3 incidents 26:13 26:19 27:15,22 49:19 include 88:17 120:4 142:9,19 included 91:25 114:9 including 34:20 54:20,24 126:14 incorporated 91:16,19,21 92:8,12 93:11 incorporates 119:21 increased 88:18 incredibly 91:2 INDEX 2:1,5 indicate 154:15 indicating 71:25 76:2 Indirect 7:10 individual 72:9 74:2 117:15 121:6 160:14 164:8 individuals 74:18 121:6 130:11 131:11,14 144:6 164:4,5 infraction 16:23 initial 137:4 injunction 42:21 injury 63:8 66:23	67:1 instance 164:3 instances 161:20 instant 79:14 161:23 instructing 9:20 15:5 instruction 12:22 15:21 105:17 106:4,12,23 107:1,8 110:7,8 instructions 105:24 107:3 109:25 instructor 15:15 16:12,20 instructor/trainer 14:15 15:17 16:15 instructors 14:21 15:1,4,6,10 intending 70:17 intense 13:15 interact 87:24 interchangeably 120:1,8 interested 168:15 interfere 139:20 interlocked 75:24 76:1,4,11 intermediary 100:18 internal 30:19 International 14:15 intersection 50:19 90:7 104:15,16 122:17 124:4,9 124:18 133:20 134:23 Intervention 155:23 156:1,3 interview 30:21 31:10,15 interviewed 31:12 31:17 introduced 4:25 intruding 112:3 investigative 50:4 investigatory 49:22 invitation 153:12 involved 26:12 29:3,4 44:1 97:18 134:4 136:14 143:21 involves 139:7 irrelevant 9:19	36:18 issue 110:13 112:23 113:2 115:4 116:15 117:11,21 118:5 118:9,14,18 120:13 140:16 issued 35:11 39:9 39:10,18 43:11 43:13 44:9 59:21 61:2 112:16 115:17 128:5 150:9 161:5 issues 61:6 issuing 30:13 112:20,24 113:10 115:25 117:13 Item 155:14
J				
January 136:4 Jemerson 113:4,8 113:10,20 115:3 117:10 118:14 Jessie 3:14 4:25 job 25:7 John 152:9 journalists 109:4 109:6 judge 146:4 July 36:6 Juneish 17:16 Justice 11:7 justification 141:10 justify 112:1				
K				
K-A-R-N-O-W-S... 4:24 K-R-I-E-S-M-A... 40:5 Karnowski 1:12 3:9 4:11,22 77:20 167:1,5 167:17 168:8 keep 70:9 72:17 82:16 104:6 158:21 keeping 85:1 kettle 123:2,15,24 131:22 kettling 123:18 Kevlar 39:17 kind 14:4,13,22 16:8 20:14				

47:11 54:14 58:4 67:1 81:23 84:14 89:15 100:18 103:18 103:25 110:3 147:8 151:19 kinda 21:11 128:21 kinds 14:8 Kirk 40:1 knew 45:11 70:1,4 70:17 knife 129:14,14 knives 129:1,8,13 129:15,15 know 30:4,20,23 31:3,5,21 32:1 32:16 33:11,14 33:16 34:21,24 34:25 40:24 41:5 43:3 45:25 46:1 47:10 50:14 51:22 52:6 54:13,21 55:18 59:23,25 60:10,13 65:13 69:14 73:22 74:3,21 78:15 78:21 79:9,22 79:23,24 80:1 80:19 81:1,20 82:13,24 84:21 86:9 87:17,20 89:15,19,20 90:8 95:1,2 97:15 98:8 99:6 99:9 103:8 108:3 111:4,18 112:6,11 113:17 114:8,19 116:11 116:18 117:3,6 117:7,22 118:4 118:4,5,7,8,11 118:12,15 125:7 126:3,5 128:14 128:18 129:20 130:13 132:23 138:21 145:1,8 145:18,22 146:4 147:7,24 148:3 152:18 154:22 154:25 156:14 160:18,23 163:25 164:18 164:20,22 165:7 165:21,25 knowledge 83:9 130:4,5 135:5	155:7 159:21,22 known 44:20,21 Kriesmann 40:2,5 40:18 <hr/> L L 1:16 3:12 4:4 167:18 168:4,19 laceration 67:4 lack 79:8 lanes 56:3 language 142:13 large 135:2 larger 103:22 lasted 147:15 late 17:9 launchers 121:25 122:1,2 law 19:22 94:17 95:10 111:14 145:11 lawful 4:12 61:17 142:4 laws 165:11 lawsuit 42:19 156:7,11 learn 12:19 learning 15:12 leave 10:4 36:9,10 36:12,16,19,22 36:23,25 86:6 86:11,11 99:25 104:20,21 105:12,21 107:1 107:6 110:8 115:7 117:16 135:7 141:24,25 142:5 158:5,8 158:12 164:14 leaving 107:4,4,11 left 78:21,25 87:1 87:5 90:22 106:2 164:18,20 164:24,24 legal 6:11,13,14 6:20 50:12 94:13 95:6 110:14,25 111:11,12 136:15 142:21 143:15 153:1,4 153:5 legs 67:5 let's 49:17 114:11 122:9 144:20 145:14 161:23 letters 25:4,6,10 25:13	letting 124:24 leveled 30:7 Leyshock 125:23 liaison 21:14 Liberties 3:15 library 101:25 102:1,19 103:21 license 13:13,24 licensed 12:12,15 13:5,8,11,15,19 licenses 16:1,4 lieutenant 21:14 21:18,21 39:21 39:22 40:1,15 40:15 51:6 53:3 53:8,11 100:19 113:12,21 115:8 118:17 147:13 147:13 151:16 151:17 153:14 161:13 lieutenants 138:23 life 50:10 light 48:7 lights 38:9 limit 106:25 107:3 Lindenwood 11:3 11:4,11,22 line 18:15 19:14 19:16,17 42:11 67:14,15,16 69:5,12,18,23 70:12,23,24 81:21,23,25 82:1 85:14,17 85:18,19,20,23 85:24 86:2 90:17 100:4 103:11,12 104:6 104:8,10,11,12 104:22 124:12 124:13,20 126:4 126:23 127:1,8 129:22,24 164:25 lines 85:25 124:7 124:11 129:16 linked 76:7,9 77:1 78:9,12,18 79:1 80:4,9,12,14 81:4 82:5 84:9 85:8 87:23 90:18 91:10 listened 151:10 little 11:13 15:20 20:17 71:24 118:24 119:14	119:14 134:2 139:17 147:21 live 9:15,17 97:16 97:17,21,22,24 98:1,4,21,22 101:10,22,24 103:4,19 LLC 22:3 location 52:11,12 locations 149:15 Locust 96:10,14 96:19 99:13 105:7 115:19 117:2 logistically 136:22 long 27:6 29:8 36:12 43:10 45:23 51:12 79:11,15 86:6 86:10 106:25 107:6 123:22 126:4 130:14 132:23 135:20 141:12,15 147:14,23,25 longer 35:18 79:16 look 15:22 82:15 looked 8:15 33:14 65:19 71:20 82:14 130:9 looking 90:24 109:6 lot 15:24 23:24 24:20 56:17 63:3,3 98:24,25 99:1,5,8 101:5 102:8 126:10 135:18 147:2 148:8,9,11 lots 126:13 132:10 132:14 loud 68:4 70:7 loudspeaker 114:14,15,16,23 115:5,12,14 loudspeakers 114:24 Louis 1:7 3:7,11 3:11,15,17,18 5:2 9:16 10:8,22 11:13,15 17:15 19:23 23:13 135:23,24 142:6 142:24 143:6,13 154:2,23 167:17 168:5,5	M M-A-T-T-H-E-W 4:23 ma'am 38:17 Mace 71:13 118:23 119:2,11 119:12,21,23 120:3,4,6,11,14 120:18 121:2,5 121:7 127:13,14 134:23 135:6 140:23 141:5,13 160:9,25 161:3 161:18,21 Maced 82:22 134:3 main 102:1 major 49:19 majority 85:11 making 15:7 Maleeha 1:4 3:4 3:14 90:11,25 167:17 man 72:11 76:24 129:18 maneuver 132:8 132:17 159:2 162:1 march 135:25 136:2,13,20 137:2 Marches 136:5,7 136:10 marked 77:17,20 market 3:11,18 38:3 122:18,25 159:11 162:2 168:5 Marx 54:23 63:8 65:20 66:12,22 Marx's 66:9 mass 124:17 132:9,11 mass-arrest 132:8 162:1 material 102:8 matter 29:19 109:17 146:5 matters 21:3 Matthew 1:12 3:9 4:11,22 167:1,5 167:17 168:8 mean 7:3 18:18 19:15 22:10 39:15 43:19 45:1 48:21 49:2 50:8 55:21
--	--	---	---	---

71:19 74:12,13 78:17 91:19 97:4 104:24 129:3 131:25 132:10,12 134:7 137:11 143:5 147:25 148:19 Meaning 51:23 means 132:9 meant 158:11 mechanism 37:23 mechanisms 18:20 media 6:23 90:11 153:24 medical 12:6,10 12:25 13:20 88:2,8 89:22 162:17 medication 5:20 12:24 meet 11:21 45:19 meeting 147:14 148:6 149:22,23 150:6,12 151:5 152:5 member 32:2,6,8 35:10,12,16,18 35:22 36:3,7 37:9 38:8 39:10 39:19,22 40:20 41:15,24 42:2,4 46:11 149:5 members 34:9,13 34:15 35:4,8 37:1 51:19 58:7 63:2 68:3 83:5 86:18 100:6 126:15,16 147:5 151:13 158:21 memory 7:15 mention 16:11 158:20 mentioned 9:10 12:8 23:21 63:19 65:8 67:9 69:4 83:1 84:16 101:16 108:3,13 109:1 119:16 130:6 159:2 162:4 167:3 merit 30:14 message 105:2,13 153:9,17 messages 8:20 153:20,21 met 91:6,10 metal 77:7,9,12	meters 69:24 80:18 81:5 Metro 50:18 77:10 83:2 Metropolitan 10:22 17:15 19:23 23:13 155:5 mid 36:6 middle 56:23 57:16 108:18 135:19 midpoint 57:22 military 12:1,4 Miller 65:23 66:8 66:15 71:16 73:10,16,18,23 Miller's 71:21,22 mind 16:5 28:25 82:16 89:7 102:16,17 110:23 123:24 mine 128:21 158:21 minimum 94:23 118:8 minute 157:3 minutes 69:1 86:8 mission 50:25 52:20,22 68:7 72:22 89:3 Missouri 1:1,7 3:1 3:7,12,15,17 95:9 110:17 142:25 167:17 168:6 misspoke 62:14 MLK 137:18,24 MO 3:15,18 MO-CCR 1:16 3:12 167:18 168:4,19 moisture-wicking 38:10 month 33:15 136:3 155:13,17 monthly 155:15 months 8:18 12:11 17:22 36:13 146:23 150:7 morning 5:22 44:10,15 45:12 45:15,17 46:21 46:23 47:1,6,16 47:23,24 162:5 Morrison 54:22 motion 79:18	motivation 141:10 Mountain 14:16 move 18:20 68:4,9 69:20 70:8 162:25 moved 52:11 87:14 126:24 moving 72:1 mucus 88:18 multicolored 91:3 multiple 25:4 75:13 94:22 96:2,8,23 97:19 118:6 148:4 149:14 165:24 Museum 106:8 <hr/> N N 3:13 name 4:21,22,23 38:12,12,13,18 38:23 39:4,5 113:6 named 156:8 names 38:13 Narcen 16:11,13 narrative 63:12 near 50:17,23,24 50:25 53:23 90:6 102:14 114:3 116:5 122:17,24 133:17 134:23 135:17 137:9,12 137:18,24,24 164:14 nearby 101:6 107:14 nec- 100:13 necessarily 49:4 55:2 57:7 64:1 89:14 99:3 113:16 150:5 154:14 necessary 21:3 need 81:9 118:5,9 120:13 164:8,11 166:12 needed 29:25 89:18,19 neighborhood 22:6 28:19 neither 168:13 never 31:18 103:7 111:19 114:20 148:2 new 20:20 night 122:22,23	123:1 non-BRT 53:20 non-officers 101:4 non-protester 121:3 normal 26:17 north 65:3 69:9,10 79:21 80:18 84:21 96:8,10 105:9 106:18 108:4,6 109:17 110:3 north/south 104:9 nose 88:17 Notary 167:10 notes 150:21 157:3 168:11 November 133:15 133:20 number 20:23 32:21 33:6,11 33:18 49:19 69:15 75:10 94:23 99:6 126:11 134:19 numbers 56:14,15 Numerous 74:18 nutrition 15:21 <hr/> O o'clock 45:12 oath 4:14 obeying 128:23 object 9:18 23:9 25:18 36:17 43:4,18 59:19 61:10 63:11 79:8 88:11 94:12 95:5 99:4 110:14 116:20 117:23 119:5 120:25 123:17 128:13 139:5 142:21 144:3,13 144:24 156:21 objection 43:23 73:20 117:5 123:23 143:15 145:4 146:2 165:18 objective 64:2 70:2,5 objects 63:4,22 63:25 64:2,5,10 64:12,14,22 obscene 142:15 obstructing	145:25 146:6 obstructions 15:23 obtain 11:15 obvious 130:19 obviously 71:24 OC 157:15,17 occasion 29:15 95:20 140:25 141:1,2 162:3 occasions 122:19 141:19 161:4 occur 41:3 occurred 84:6 103:21 165:16 October 13:13 137:10,25 offenders 148:13 office 3:17 45:15 45:23 46:19 92:24 93:1,8 103:13,16 104:6 147:9 161:11 officer 18:3,4,6 20:22 22:9,17 28:12 32:20 33:5,21 39:25 41:24 44:3 55:23,24,24 59:17,24 60:24 61:17 65:21 66:8,15 71:16 71:21,22 72:17 72:20 73:10,16 73:18,23 74:1,4 94:5 95:9,11,13 105:21 110:17 110:19 111:13 128:11 129:12 135:1,4,5 139:22 140:9 145:11 156:4 160:11 163:18 166:4 officer's 62:7 officer-involved 26:21 officers 20:25 21:1,4,9,12,16 23:19,22 26:17 26:24 28:23 29:1 34:17,23 37:11 41:4 46:8 46:9 51:23 53:12,16,20,24 53:25 54:2,3,4,7 54:15 55:2 56:4 56:5 57:10
---	---	--	---	---

59:21 60:19	124:12,17 125:3	138:14,16,18,20	part 4:13 19:9,19	63:5,13,24 64:1
62:24 64:15	127:3,14 130:1	139:7 141:24,25	21:23 33:25	64:4,19,22 65:8
74:15 85:18,19	131:8 133:2,6	150:10,12,17	34:2 58:1 84:5	65:11,16 67:9
85:20,21 86:14	134:12 135:5,14	155:20,21	98:19 104:23,25	67:16 69:5,16
86:22 87:5,7	135:21 137:9,17	156:18,22	107:19 108:1,14	69:18,23 70:1
89:15 100:1,3	137:23 138:2	164:14	109:2 111:6,9	70:20,22 71:5
100:11,12,21	139:15 143:5,12	ordered 45:14	111:25 119:17	74:21 75:13
103:11 104:11	145:10,22,25	111:21	119:19 124:7,8	76:7,11 78:7,9
112:20,24 113:2	146:22,24 147:3	ordering 111:10	124:10 144:21	78:10,12 79:5
113:10,18,23	148:6,22 149:1	111:17 112:9	151:18 153:15	80:3,4,9,11,16
121:13,16,19,21	149:4 150:18	orders 46:22,24	participants	80:20,22 81:3,6
121:25 124:8	151:13 152:12	46:25 49:9,10	136:24	81:14 82:5,6,8
127:9,17,19,21	152:22 153:20	61:16 75:17	participate 146:14	84:8 85:8 87:22
127:24 128:4,6	154:9 156:10,24	110:13 112:13	149:22	87:25 88:3
129:1,7 130:10	157:1,13,17,22	112:16,21,24	participated 149:5	90:17 91:10
131:2,9,14	157:24 158:3,10	113:3,11 115:18	159:19,23	92:14,15 94:17
133:22,25	158:14,18	115:25 116:16	particular 14:8	94:20 95:10
135:21 138:7,10	159:18 160:21	117:12,14,14,22	25:8 40:21	97:17,20 98:4
142:10,17	160:24 161:5,9	118:14,18	47:11 69:23	98:22,24,25
146:10 147:3	161:12 162:3,6	119:20 130:16	70:1,8 92:19	99:1,6,8 100:14
148:9,13 149:21	162:17,22 163:4	138:24,25 155:6	136:6 155:20	101:9 102:25
149:25 162:8	163:10 164:1,13	155:7,9 162:8	particularly 43:8	103:4 104:17,20
163:2	165:1 166:1,3	163:3	parties 168:14,15	107:1,18 108:2
officers' 63:7	old 9:23 116:5,23	ordinance 16:23	parts 97:19	108:12,17,18
65:19 66:7	Olive 3:15 96:3,7	143:25 145:17	pass 15:11 82:2	109:19,21,22,23
100:17	96:14,19 99:13	145:20,22	144:7	109:23,24 110:3
official 30:15	100:4 101:18,25	ordinances	passed 86:6	110:4,6 111:9
officially 35:24	102:11,14,19,21	142:23	path 55:11,11	111:17,21 112:9
Oh 64:9	104:1,14 108:4	outcome 44:22	63:14 67:10,13	113:22 114:2,5
okay 5:13,18 7:17	112:17 114:3	outer 38:22	patrol 19:20 20:22	115:7 118:2,15
7:19 8:9,15,19	164:15	output 160:13	22:7 37:15,17	125:16 126:12
9:15 12:18	on-bike 15:24	outside 26:16	37:19,25 57:9	127:4 129:20
13:18 17:13	once 53:8 86:17	111:22 140:20	patrolled 48:16	130:6 132:10,14
18:17,25 19:3	89:15 103:18	141:6,13 153:11	147:3	134:18 136:12
19:14 23:4 24:5	122:12 127:13	overpass 137:10	patrolling 96:20	139:13,20 142:6
29:4 33:3 35:14	162:1	137:13	96:22	143:6,13,20
35:21,24 36:2	one-liter 160:11	overtime 24:17,20	pattern 157:16,18	144:1,10,21,21
36:12 42:18	ones 136:14	overturned 102:8	160:15	145:14,15,16
46:13 47:8,14	155:12	owl 82:15	pay 27:25 28:2,4,8	147:2 152:1
47:22 49:8 50:5	online 11:20		29:8,16,18	153:9,11 158:5
50:16 54:5,16	open 82:15	P	36:14,14,15	158:8,11,15
55:5,20,23 56:5	149:23	P 3:13,13	37:3	159:8,12 162:10
57:9,15 59:14	open- 61:18	packed 28:19	PDF 166:11	162:18,24 163:1
59:17 62:20	open-hand 61:21	panicked 82:15	peaceful 103:22	163:7 164:13,17
63:13,20 67:21	61:23 62:5	pants 38:11 91:4	136:20	pepper 58:25 59:5
80:3,13,16,22	operations 22:9	paper 44:5	pedestrian 144:2	59:11,17,21
86:21 87:4,11	opportunity 150:1	paragraph 92:7	144:12	60:4 61:2,6,9,12
92:11 93:10	order 11:20 25:21	paragraphs 93:2	pedestrians 101:6	61:15 62:5,10
96:17,20 97:7	25:22 42:25	93:11,14	109:13 124:24	62:13 71:7 72:8
98:15 99:12	43:2,5,7,10,13	paramedic 12:12	125:4,8,10	72:22 73:18,23
101:2,20 102:20	52:14 53:8	12:16,17,18,20	126:1 130:1,3	74:1,5,7,10,17
102:24 104:17	54:11 70:9	12:21 13:6,8,12	pellets 121:19	79:5,13 81:5,11
104:20 106:25	109:19 110:6,9	13:15,19	penetrate 81:23	81:13 85:7
107:14 109:24	110:23 111:5	paraphrasing	people 14:24	87:24 88:10,13
110:21 111:21	112:2,8 114:9	82:9	15:11,13 18:20	88:15,16,19,22
111:25 114:25	115:4 118:6,9	Park 11:12	24:7 28:16,20	89:5,11,16 90:2
115:3 119:19,23	118:22,25 119:6	parked 103:16	44:21 52:6	90:15 91:14,15
121:7 123:4,9	119:10,19 135:7	parking 135:17	54:13 56:15,17	91:22 92:3,6

118:23 119:1,11 119:12 120:6 121:19 130:20 134:1 160:12 164:3,7 Pepper-ball 122:2 pepper-spray 79:12 Performing 10:7 period 32:22,24 33:6,14,18 48:6 67:25 163:12 peripheral 64:21 permanent 35:6 permit 154:22 permitting 126:1 perpendicular 67:15 person 48:22,24 49:3,17,18,20 66:1,3,4 67:6 71:13,20,23 72:2,5,19 73:1,6 74:5,13 76:23 78:15,17 88:9 88:12,14 90:14 91:25 92:14 97:22 105:6,15 105:23 106:22 107:7,11,15 120:15,21 134:7 140:1,6,14 141:24,25 145:25 146:6 147:12 155:21 156:8 person's 72:14 77:1 personal 25:25 36:9,9,10,12,16 36:19,22,23,25 161:5 personally 43:15 45:9 personnel 25:19 persons 159:10 pharmacology 12:25 Photograph 2:6 photographs 67:2 phrase 50:5,6,13 physical 15:21 106:15 physically 63:14 67:10 physiology 12:24 pick 58:17,21 picture 77:22 78:5	78:6 81:1 90:10 90:25 91:1,2 pictures 60:19 piece 38:14 84:3 155:4 pieces 96:2,23 97:5 pipe 77:9,12 place 47:17 116:2 123:15,25 places 116:14 placing 61:24 plaintiff 3:14 90:10 Plaintiffs 1:5,12 3:5,10 4:2,13 plaintiffs' 5:1 plan 55:7,8,9 58:1 planned 68:6 planning 56:9 plans 55:6 planters 97:2,8 platoon 18:15 19:14,16,17 play 62:15 please 5:6,11 plus 46:7 point 21:21 41:8 41:11,12 45:7,8 47:4,5,18 52:7 53:17 54:1,9 56:5,7 58:7 59:6 68:19 70:25 71:4,7 72:2 74:14 83:7 85:13 89:4 103:12 113:12 116:17 122:17 124:3 125:1,1 125:25 126:2 127:2,7 130:9 150:24 151:3 152:8,9 158:3 163:6 police 10:19,21,22 14:3,6,15 15:14 15:15 16:4,9,14 16:19 17:15,16 17:20,21 18:2,3 18:4,5,20 19:17 19:18,23 20:4 20:24 22:7 23:13 25:1,17 26:2,17 44:1 53:25 61:16 83:5,10 89:14 90:6 94:4 95:9 95:13 105:21	110:17,19 114:24,25 116:5 116:22,23 120:7 138:14 139:8,14 139:21 140:1,7 140:11,14,17 142:10 145:10 146:25 147:7 148:13 152:23 153:6,8,21 154:18,19 155:5 156:4,15 158:20 161:24,25 162:8 163:2,17 policies 155:8,15 policy 28:10,11 30:2 32:11,13 33:8 139:1,2,4,5 139:23 155:14 policy-acknowl... 155:1,9 156:12 poor 82:14 position 56:18 57:1 77:13 87:15 128:24 positioned 67:6 78:16 90:21 positive 65:24 71:16 possibility 45:3 possible 22:22 Possibly 78:11 post 153:24 post-Ferguson 133:12 potential 44:22 practical 73:5 practices 43:12 43:14 precarious 129:7 precludes 142:25 preliminary 42:20 42:20 preparation 6:6 6:25 7:2,7,8,10 7:13 9:4,6 prepare 6:3,20 45:5,10 prepared 30:15 preparing 84:2 presence 62:7 present 147:6,10 presentation 148:3 150:19 151:19 press 58:20,22 79:12 presume 5:12	144:20 pretty 38:22 48:13 50:9 56:24 57:24 108:24 131:7 132:13 Preusser 1:16 3:12 4:4 167:18 168:4,19 prevent 72:23 104:17 preventing 70:3 previously 68:20 78:8 160:8 primarily 134:16 prior 91:6,10 120:9 159:18,19 159:22 pro-law 123:19 probably 45:18,21 49:1 53:19 66:8 69:15 92:15 93:1,9 101:1 107:22 111:8 118:1 129:21 130:7 131:13 141:14 probationary 18:4 proceedings 168:11 process 12:3 produced 3:9 4:12 production 88:18 progressed 125:4 promoted 18:4,5 18:10 20:8 152:13 promotees 20:20 promotion 20:12 prompted 116:19 117:3,21 proof 166:6 proofread 168:10 property 45:3 84:12 96:2,24 96:25 97:12,14 97:18,20,24,25 98:5,23 101:10 101:12,14,21,23 102:13,18,21 103:5,20,25 107:16,19,22,23 108:5,13,17 118:2 prosecuted 17:5 protective 25:21 25:22 42:12 protest 8:2,5,10 8:14,16 9:9 23:5	25:11 30:11 38:22 39:23 40:4,21 41:9,11 46:25 89:23 95:19 103:23 112:25 113:11 113:19,24 120:22 133:3 137:6,24 140:21 141:14 142:7,9 142:12,19 143:7 143:12,14 154:23 protest-related 141:6 protester 81:20 120:19 121:2 protesters 50:19 103:15 104:3 135:3,12 137:12 143:3,20 protesting 143:21 144:22 protests 44:16 45:5,11 120:10 121:14 122:5 133:2,7,9,12 135:22 137:4 152:23,23 153:6 153:7,21,22 154:2 156:15 161:21 provide 22:6 88:2 88:8 162:17 Public 167:10 pull 71:23 punches 129:5 puncture 39:7,8 purpose 7:14 141:4 148:6 purposes 141:4 148:7 pursue 155:14 pursuing 28:12 pursuit 28:9,11,18 29:3,5,11 32:11 134:20 push 71:23 105:8 pushed 63:9 70:23 110:2,2 pushing 66:23 163:18 put 39:5 83:16 87:11 108:5 126:11 130:17 130:17 131:11 131:15 puts 129:6
--	--	--	---	---

Q	46:17,22 47:6 47:12 51:14 52:3 53:11,18 53:25 55:18 57:23 58:4 63:13 64:17,19 64:23 67:2,3,4,8 67:9 69:14 71:11,22 72:12 73:8,16 74:4 75:1 76:21,23 78:24 79:3,4,7 79:17 80:10 82:24 84:20 86:17 87:3 89:24 90:21,23 91:24 92:9,11 92:16,25 93:3 94:7 97:23,24 98:6 100:5,22 113:25 114:7 115:10,17,25 116:17,25 118:16,20 125:12,24 127:12 128:4 130:2 133:9 135:1,14 136:3 136:6 137:6,7 138:19 139:4 141:16 147:11 149:19 150:13 150:15 151:11 151:17,21 152:4 152:7 153:16 154:21 156:13	recorded 7:16,20 7:23 8:4 recorder 59:13 recording 97:24 138:14 139:7,8 139:13,13,20 140:1,6,10,14 140:17 records 25:19 recovered 159:7,9 165:9,22 recruitment 12:3 red 88:18 refer 21:3 referred 150:21 referring 8:1 refers 139:13 refusing 75:16 regarding 39:13 93:24 153:8 regrouped 47:11 47:12 regular 37:17 83:2 114:22 regularly 149:2 regulate 119:20 regulates 119:1 relate 23:5 related 8:20 15:25 25:10 27:15 35:5 44:17 46:25 156:10 168:13 relating 8:1 16:1 relation 31:12 66:16 relative 81:2 168:14 relevant 7:17 16:4 relieved 49:21 50:1 remain 48:1 remember 5:22 6:1 20:17 42:10 44:7,8 46:20 47:9 55:1 58:24 59:9 66:2 67:2 67:17 69:25 73:14 74:22 76:13,25 78:25 79:19 82:10,18 85:6 93:20 115:10 127:12 127:23 128:25 131:17 137:8 139:3 146:18 150:11 151:20 151:22 152:14	161:16 163:14 165:11 Remind 20:8 remove 75:17,19 162:9 render 89:18 Renee 40:1 rephrase 23:11 128:1 report 31:22 32:17 33:21 45:14 91:13,16,20,23 92:4,6,9,12 93:15 141:16,20 150:23 151:1 reported 45:16 168:9 reporter 2:7 4:5,5 4:14 5:7 77:18 166:17 167:18 168:1 reports 21:2 93:12 represent 139:12 representative 153:14 represented 3:14 3:17 reprimand 29:21 29:23 required 38:23 155:20 163:20 163:23 requirements 11:21 reserved 4:7 166:14 resisting 128:25 129:2,21 130:7 130:8 134:4,25 respective 37:5 respond 97:11 149:21 154:10 responding 4:13 response 34:2,7 34:13,15,22 35:4 41:23 45:13,14 46:5 47:3 52:14,23 53:17 54:7 58:7 63:3 68:3 86:13 96:23 97:14 100:6 101:3 152:23 153:6,8 153:22 156:15 responsible 71:14 rest 82:1 restrictions 120:18,20,23	retained 2:7 166:16 retraining 30:1 review 6:17,21,23 7:19 8:13 9:3,6 9:10 21:2 23:4 32:22 33:5 146:15 148:8,19 148:24 149:5 151:5,7,8,24 153:10 reviewed 7:6,12 7:24 8:9 33:17 148:11,20 149:8 reviewing 7:5 reviews 149:2 riding 15:22 47:15 57:22 right 16:7 19:10 19:11 21:5,6 24:21 25:8,23 28:12 32:25 34:3,18,21,24 35:2 38:16 39:23 40:8 46:7 46:11 47:22 53:6,10 54:8,24 54:25 55:13,17 56:6 57:19 58:25 60:8 65:6 66:13,18,24 67:11,14 69:6 69:22 72:3 75:13 76:8 77:7 77:14 78:22 79:1 81:14 83:3 83:12,25 84:17 85:21,25 86:15 87:9 90:12,22 91:7 95:4 96:11 96:15 98:2 99:14 101:16 102:6 109:14 110:13 119:17 120:4 123:13 131:17 132:4,20 134:5,25 142:7 142:9,12,19,19 143:7,12,13 144:23 150:7,19 151:14,16 152:20,21 165:12 ring 137:18 river 106:18 roadway 15:23 rob 134:18 rocks 64:11 82:18
R				
R 3:13 R-O-S-S-O-M-A... 113:5 race 103:17 rack 76:1 77:3,4,6 77:13 78:13,18 79:1 87:12,14 87:18,20 racks 37:21 radio 51:5 52:14 58:10,11 73:7,8 125:21,22 151:11 rain 38:25 raincoat 38:24,25 39:2 rank 18:5,10 49:1 49:15 50:2,3 152:13 ranking 49:2,17 49:20 reaction 144:18 read 43:9 44:5 157:3 166:5,8,9 167:1 Reading 166:5 reads 145:21,23 ready 163:17 really 21:11 23:15 24:3 73:14 94:11 111:3 144:5 reasonable 95:11 106:24 107:9 reasons 110:2 125:15 recall 22:21 30:8 31:17 33:8 40:6 40:19 42:18 44:10 45:22	receive 9:12 11:4 11:6,8 20:11,14 25:10 30:1 156:10 received 24:25 25:3,4 29:21 54:11 93:24 112:12 138:17 155:8,18 Recess 69:3 131:20 recognize 77:22 77:25 90:14 91:9 Recognizing 139:3 141:8 recollect 7:15 139:16 recollection 95:22 record 4:21 5:7 7:21 83:21,22 97:17 123:18			

role 14:17 17:23 rolling 129:4 Room 3:18 Rossomanno 113:4,7,9,20 114:12,12,20 115:16 116:15 118:13 160:21 rotating 24:9 roughly 160:10,16 rounded 104:3 routes 132:20,24 row 55:22 rows 56:4 rule 146:5 rules 121:2,4 running 85:5 runny 88:17	scenes 23:17,17 23:22 schedule 24:9 Schnucks 110:2 school 9:25 10:2 10:4,6,12 11:23 12:17,18,19 13:1 Schulte 54:22 science 11:7,20 Scott 21:22 screaming 108:22 second 22:11 62:8 80:2,6,23 81:14 82:4 84:8 84:25 85:8 86:11,17,22 87:4,8,8 90:17 129:24 seconds 79:16 secured 127:5 security 22:5 see 35:21 57:9 62:9 63:24 64:14 65:14,16 65:21 66:9,19 78:5 80:3,8 95:9 98:1,5,22 101:23,23 102:20 104:15 109:4,7 113:2 114:13 115:4 117:11 121:13 121:16,19,21,25 122:4,7,9,14,16 126:6,9 127:8 127:11,14,17,19 127:21,24 128:19 129:8,18 130:23 133:22 138:7,10 148:12 148:20,23 157:22 161:23 164:18,21,25 seeing 74:4 88:18 103:4 seek 25:23 seen 60:19,24 101:9 113:14 135:21 139:22 140:9 157:10 160:18 sees 110:19 selling 143:4 semantics 18:22 send 8:19 153:9 153:20 sense 50:12 94:15	110:18 144:5 sent 8:22 9:11 152:22,25 153:5 155:17 separate 26:12,20 27:16,17 102:15 147:17 separately 122:20 September 8:6 19:4 21:9 40:8 40:13 46:22 47:24 48:7 49:6 50:17 115:21 123:6,10 124:2 124:5 137:3 146:12 157:11 157:25 158:4 159:18,22 163:11 sergeant 4:20 9:15 18:10,14 19:6 20:9,21 22:18 23:12 33:24 36:11 49:15 53:11 54:22 57:4 63:8 65:20 66:9,12 66:22 113:6,8 114:11,12,19 115:3,16 116:15 117:10 118:13 131:21 157:8 160:21 sergeants 20:23 21:15,16,18 24:8 53:5,9 54:19 55:4,5 100:19 113:4,9 113:20 138:22 147:8 served 11:25 serving 18:14 set 19:16,17 102:6 Settlement 156:7 seven 18:9 sewed 38:14 sexual-harassm... 155:15 sexually 158:21 share 37:10 shared 161:7 shattered 97:3,4 shield 128:5,8,12 shields 127:22 128:3,7 shift 23:7,14 37:24 shifts 24:5,6	shin 128:7 shirt 38:16,19 58:19 91:3 shirts 38:10,10 shocks 37:20 shooter 27:2 shooting 26:24 27:12 44:1 shootings 26:20 26:22 short 148:1 shorter 79:16 shorthand 4:4,4 shortly 8:14 9:9 57:22 103:6 152:11 shorts 38:11 show 77:16 showing 77:23 sick-time 32:13 side 65:5 78:22 85:12 90:22 104:16 124:15 124:16 135:14 135:15,16 sidewalk 55:16,19 141:24 142:1,5 143:13,14,22 144:6,8,10,22 145:15 sidewalks 107:24 108:19 118:3 sight 164:25 sign 161:14 signature 4:6 166:4,7,14 167:2 signs 88:15,16 similar 41:23 simply 70:22,23 112:5 144:18 simultaneously 102:15 single 61:6 sit 131:5,8,14 147:9 sits 87:18 situation 25:8 50:6,10 53:14 95:11 123:20 129:7,16 135:7 154:12,13 163:23 situations 14:10 93:12 134:20 142:4 six 17:21 54:24 159:9 165:5,7,9	size 160:10,17 skills 15:18 sleeve 38:19 SLMPD 60:24 slowly 110:4 smoke 121:21 so-called 52:8 84:5 social 153:24 software 155:4 somebody 30:19 36:23 49:9 55:1 61:24 62:1,3 65:18,20 66:6,8 111:6 134:3 140:17 142:5 143:4 144:17,19 soon 126:1 soon-to-be 131:3 sorry 6:21 11:13 24:11 55:5 56:21 59:4 68:16 82:20 85:20 93:7 104:1 112:23 117:24 123:22 sort 18:25 28:25 39:17 57:12 64:21 77:9 96:20 150:18 sought 20:5 sounds 134:15 sources 149:18 149:19 south 64:25 69:9 104:15,16,18 106:19,21 109:14 133:14 southeast 116:8 space 81:24 130:24,25 144:19 speak 147:23 149:21,24 speaking 147:21 147:22 speaks 43:5 119:6 139:6 156:22 special 118:22 119:6,10,19 120:17,20,23 138:14,24,25 139:7 155:6,7,9 specialized 14:1 specialties 134:13 specific 6:5 7:25 12:14 14:25 23:1 31:18
---	---	--	---	--

39:12 44:6 47:18 120:24 154:15 specifically 8:17 22:21 28:6 45:22 46:18,20 47:1,9 48:17 51:9,14 53:18 62:22 66:2 71:22 73:14 75:3 82:10 90:23 92:16 94:8 98:6,14 100:5 101:11 111:4 114:7 115:10 125:24 127:12 134:19 138:24 146:18 152:4 153:16 154:21 161:3 163:14 specifics 17:2 speculation 59:19 73:20 116:20 117:5,23 128:13 144:13,24 146:2 165:18 speech 148:1,2,3 spell 4:20 spelled 4:23 spend 34:10 45:23 spent 18:9 48:14 spoke 53:9 147:20 148:4 151:21 153:10 spot 36:11 47:11 spray 58:25 59:6 59:11,17,21 60:4 61:2,6,9,13 61:15 62:5,10 62:13 71:7 72:8 72:13,23 73:18 73:23 74:1,5,8 74:10,17 75:1 75:12 79:6,13 79:15,15 81:5 81:11,13 85:7 87:24 88:10,13 88:20,22 89:5 89:12,16 90:2 90:15 91:14,15 91:22 92:3,6 119:15 120:6 130:21 135:3 157:15,18 160:12 164:3,7 sprayed 88:10,15	88:16,19 127:13 sprays 157:17 spread 81:25 82:2 86:1 Spruce 65:1,2,2,4 squads 21:15 100:20 St 1:7 3:7,11,11 3:15,17,18 5:2 9:16 10:8,22 11:13,15 17:15 19:23 23:12 105:10,15 135:23,24 142:6 142:24 143:6,13 154:2,23 167:17 168:5,5 Stacey 1:16 3:12 4:4 167:18 168:4,19 staff 147:10 stage 47:3,8 staged 47:10 stand 105:6 standing 66:4 126:7 144:6,10 145:15 start 17:14 122:9 started 17:16,20 56:11 57:22,24 102:18,20 103:25 126:23 158:15 state 4:20 95:9 142:24 stated 79:9 STATES 1:1 3:1 stationary 47:16 52:10 122:10 144:7,10 145:15 stationed 52:12 124:14 statutes 142:24 stay 24:18 Steffan 2:2,3 3:14 4:19 5:1 9:20,23 23:11 25:22 26:1 36:19 42:13 43:6,20 44:2 59:23 61:20 63:15 68:25 69:2,4 73:22 77:19 79:11 88:12 94:19 99:9 110:21 116:24 117:6,25 119:9 121:1 123:23	128:14,19 131:19,21 139:10 143:2,19 144:9,16 145:2 145:6 146:3 156:24,25 157:2 157:5 160:3,6 165:21 166:2,11 stick 89:20 stipulate 78:4 STIPULATED 4:1 Stockley 8:1,5,10 23:5 25:11 30:11 38:21 39:23 40:4,21 41:9,11 43:16 43:21 44:4,17 46:25 89:23 95:19 112:25 113:11,19,24 120:9 121:14 133:3 137:3 156:15 stood 105:15 stop 13:11 36:7 119:16 125:10 140:15,17 stopped 36:3 125:4,7 126:1 strapped 83:17 strategy 53:13 57:20 stream 61:7 97:16 98:2,4,21,22 101:10,22,24 103:5,19 160:13 streamer 160:8,10 160:16 161:1,4 161:5,9,17,22 162:14 163:12 164:8 streamers 97:24 157:21,22,25 163:5,8 streaming 97:17 97:21,23 street 3:11,15,18 20:25 45:24 46:2,4 64:25 92:25 96:8,10 103:9,10,14 104:3,14 107:24 108:5,18 118:3 146:1,3,7,8 154:23 162:9 168:5 streets 118:3 124:8 136:12	142:20 143:7 146:11,11 strength 34:19 strike 104:5,11 Striking 62:3 struck 49:19 100:4 124:8,21 struggle 130:19 study 138:24 stuff 82:17 88:7 102:3 108:5 subject 25:20,21 59:20 61:11,16 63:12 94:13 95:6 99:6 110:15 116:21 119:6 123:20 128:15 139:6 142:22 143:16 144:4,14,25 165:19 subjects 132:18 132:19 subordinate 71:15 92:11 subordinate's 71:12 subordinates 63:5 92:2,5 Subscribed 167:7 substance 161:17 166:7 substantiated 31:1 successful 72:22 162:22 suggest 166:8 Suite 3:15 summarize 137:23 Sunday 40:12 supervise 19:17 20:24,25 21:4 21:10 100:20 supervising 23:16 23:21 supervision 21:13 supervisor 52:25 100:12,16,17,22 100:25 156:5 supervisors 34:20 52:21,24 53:2,3 53:5 57:6,12 89:2 supervisors' 63:7 supplemental 22:7 supposed 21:2	51:4 52:15 sure 4:22 5:8 41:13 48:13 57:24 68:25 73:19 74:25 75:10 76:21,23 78:11 80:25 81:3 86:12 92:2 92:12 98:15 107:13 111:1 112:3 114:10 115:15,16 117:4 117:24 119:18 121:9 123:8 126:16 131:7,19 142:18 154:24 157:3,4 159:5 159:15 surprise 160:22 surrounding 124:8 suspect 28:12,18 suspects 27:13 27:18 suspended 27:25 28:2,4,7 29:8,16 sustain 67:1 sustained 63:8 66:22 SWAT 133:25 sweeping 79:17 sworn 3:10 4:12 168:9 symptoms 88:25 synopsis 63:16 system 155:1,4,10 156:12
T				
tables 102:7				
tactic 159:4,19,24				
tactical 39:9,11,13 39:14,16 151:8				
tag 38:12 39:5				
take 5:7,15,17 11:18 12:22 14:17 23:23 36:16 51:12 68:24 94:15,15 105:14 114:11 122:19 131:18 153:11				
taken 1:12 4:3 5:20 7:24 8:10 81:1 149:14,17 167:2,18 168:11 168:14				
takes 23:7,14,19				

talk 5:10,10 6:6,9 6:14 58:16 73:10,15 149:24 talked 9:1 73:15 110:16 112:17 157:8 161:20 talking 7:4 8:7 23:10,12 32:24 43:22 47:19 50:14 54:10 60:8 69:23 97:1 97:7 98:19 101:15 110:25 123:7 131:22 161:2 162:14 163:10 tall 59:14 87:20 target 31:19 Taser 62:14,18 Tasmanian 102:4 taught 14:5 16:12 taxing 22:6 teach 15:2 teaching 15:18 team 34:3,7,14,16 34:22 35:4 40:22,24 41:4,7 41:10,16,23,24 45:13,14 46:5 47:3 52:15,23 53:17 54:7 58:7 68:4 86:14 100:7 126:15 155:23 156:1,3 tear 121:23 163:22,24 technical 19:9 technique 61:21 61:22,23 62:2,6 62:6,17,19 techniques 61:19 61:19 teenager 17:1,9 teens 17:9 tell 8:25 17:24 36:23 42:16 56:16 68:15,17 69:18 78:14 82:8,21 88:12 88:14 92:5 101:11 111:9 144:1 telling 115:7 131:14 Templeton 156:7 156:8,11 temporary 18:25 tents 102:2,7	tenure 25:1 133:6 term 19:14 38:15 44:25 48:18 60:1,2 120:2 123:2,4,18,24 132:1,3 148:19 154:25 156:9 terms 7:5,15 15:21,23 16:13 50:15 53:13 56:14 89:11 107:3 108:2 110:25 119:25 120:7 158:19 test 155:19 tested 155:15 testified 158:7 160:21 testify 5:21,25 testifying 42:18 160:24 testimony 40:6 167:3 text 8:20 153:20 153:21 Thank 108:7 166:10 thick 56:12 57:19 thing 14:22 23:19 45:17 102:5 110:23 111:2 things 5:5,22 6:1 15:22 21:11 23:21,23 25:25 47:20 63:3,19 64:20 84:9 93:19 108:1,13 108:20,25 110:24 112:1 114:8 120:4 144:15 149:2 think 13:2 15:10 27:8 29:14 30:25 31:19 34:19 41:13 42:1 45:17 52:7 54:20,25 56:3 58:3 66:7 67:19 74:24 76:15,19 80:24 84:24 85:10 95:10 96:8 97:22 99:3 102:1,7,22 104:4 106:21 109:3 110:16 120:1,17 121:4 123:19 127:2 129:4 130:8	137:17 147:15 147:22 148:25 150:6,20 151:10 151:25 152:10 154:14 156:17 156:25 160:1,19 163:6 thinking 7:23 33:23 40:20 41:9 44:15 46:21 48:6 67:22 89:8 120:9 125:25 thought 44:23 69:15 118:17 thousands 136:23 136:23 threatening 158:23 three 14:18 23:21 24:10,14,14 27:8 31:6 36:1,2 36:13 108:20 162:16 three-day 20:16 throwing 63:4,21 63:24 64:2,4,20 64:22 82:17 84:9 88:7 129:5 thrown 64:10 104:5 ticket 16:25 17:9 30:13 time 5:15 7:4,7 8:15 19:3,6,12 21:8 23:8,10,14 23:20,24 31:23 32:24 33:3,14 33:23 34:11 35:15 36:9 37:4 37:6,7 40:3,16 42:16 43:10 44:11,15 46:1 48:6,8,9,12,14 50:18,21 56:19 56:25 57:20,21 58:13 59:3 60:6 60:17 64:13 67:22,24 68:6 68:11 69:11 73:4,23 74:7 82:16 86:4,5,10 96:17 100:1,14 100:23 103:3,14 104:4 106:25 107:3,9 108:11 109:3 112:17 116:1 122:24	123:1,15,25 125:7 126:21 128:9 130:14 132:11,15,21,22 132:23 133:6 135:10,20 141:15 147:18 147:19,25 148:15,23 157:25 162:13 163:9,15 165:15 168:11 times 31:16 32:21 33:6,12,18 59:24 96:9 116:14 117:8 118:6 133:24 141:5 148:4,10 162:12,16 163:12,13 today 156:16,19 today's 6:3,7 8:20 9:4,7 told 29:25 31:7 50:24 51:3,5,7 51:10,20 52:18 68:20 82:10,11 92:12 104:20 105:12,20 117:15 118:15 158:5 Tom 155:14 Tony 65:23 top 77:13 total 165:9 touched 119:13 touching 75:20,22 tough 113:6 traffic 15:22 16:25 17:3,8,8,10 30:13 56:3 102:9 143:1 144:2,12 146:1 146:1,7 train 14:20,22,24 15:8,13 trained 83:10 156:2,5 trainers 14:22 training 12:6,10 13:20,22 14:2,5 14:6,7,11,13,14 15:1,3,11 16:1,1 16:6,8,10 20:14 20:16 35:5,6,9 42:4,7,8,11,17 52:23 93:24 94:1,2,7 112:12	138:17 154:1,5 154:9,15,16,20 156:3 trainings 20:11 transcribed 4:6 transcript 166:6 167:1,3 168:10 168:11 transcription 168:10 transfer 18:21 19:1 transferred 18:8 18:11 35:19,25 translated 168:10 transmissions 151:11 transport 51:18 trauma 148:9 travel 86:1,3 143:22 traveled 54:14 traveling 68:11 122:4,10,11 treatment 89:18 89:19,25 trial 44:22 tries 144:17 triggering 33:11 trouble 88:18 true 33:1,2,4 37:25 40:10 167:2 168:11 truthfully 5:22,25 try 5:6,9,10 62:5,5 62:6 72:13 trying 8:25 15:2 15:11,12 68:15 68:18,21 71:23 144:11,20 145:16 148:22 162:24 163:1 Tucker 50:17 65:3 65:5 102:9,9 115:6 116:8 117:15 122:18 122:24 123:5 124:1,4,16 131:23 159:11 162:2 turn 84:4,6,6,22 turned 83:22 84:16 turning 66:19 117:10 twice 127:13 two 11:9 13:2 18:7 18:12,19 26:12
---	---	---	--	---

26:19,20 27:21 28:5 29:9 31:6 32:16 36:13 51:16 55:10,20 55:22 56:3,4,8 57:8 62:24 72:5 80:3 85:25,25 92:8 98:11,15 147:16 148:4 153:14 162:16 163:17 two- 20:15 type 15:17 typewriting 4:6 typical 84:3 typically 24:8,18 37:19 49:16 61:3 typos 166:7	understood 5:12 158:11 unfair 30:12 uniform 38:4 83:14 Union 3:15 unison 68:3 70:7 unit 16:14,18 18:14 19:5,19 21:23 30:11 33:25 34:6,9,13 34:17 35:2,6,10 35:13,16,18,22 36:4,5,8 37:9 38:8 39:10,19 39:22 40:20 46:7,10 49:22 50:4 100:9 126:12 134:7,10 134:15,16,16,19 134:21,23 148:16 149:6 UNITED 1:1 3:1 units 54:16 126:13 134:11 134:12 147:6,7 University 11:3 unlawful 93:25 94:10,18,21 95:4,12,16,23 95:25 96:6,13 96:18 99:12,17 99:21,24 100:23 101:2,7,13 102:10,24 103:3 103:7 107:6,15 107:20 108:1,8 108:11,15 109:2 109:5,9 110:20 110:22 111:7,10 111:16,22,25 113:19,23 114:2 114:13 115:4,17 116:1,15,19 117:1,11,13 158:5,15 163:4 165:10,14 unlawfully 110:19 unrest 44:24,25 unusual 24:23 USB 93:17 use 23:2 44:25 50:5,13 61:9,12 61:23 62:10,16 72:5 89:5 109:8 114:1 119:1,11 119:14,21 120:18 121:7,16	121:19,21 123:4 127:17 131:25 139:25 140:23 141:21 155:13 157:9 160:20 161:4,22 use-of-force 62:4 119:17,20 uses 32:21,21 141:3,11,17 151:2 155:5 Usually 49:16 <hr/> V vacation 37:7 vague 23:9 24:4 43:18 50:9 61:10 88:11 120:25 144:4 145:4 vaguely 60:1 78:3 138:15 vantage 127:7 130:9 variables 143:18 143:19 varies 22:14 variety 12:22 14:14 30:6,7 142:3 143:17 158:19 vehicle 15:22 27:20 114:16,18 114:22 134:17 vehicles 14:9 116:22 vehicular 15:22 146:1 venue 102:2 verbal 29:23 62:8 62:13,20 verbally 5:6 92:10 114:14 115:5,6 115:12 verdict 43:19 44:9 44:17,24 133:4 137:4 versa 87:15 versus 5:2 121:3 vice 87:15 victims 27:12 video 6:24 7:5,6 7:12,16,19,20 7:21,22 8:16 22:24 148:11 149:8,11,14,17 151:8 videoing 67:3	97:25 videos 7:23,24 8:1 8:9,13 9:3,6 23:4 violate 139:22 violated 28:9 29:11,12 32:13 violating 145:17 158:20,21 violation 16:24 17:10 143:23,24 violence 45:3 violent 128:20 129:19 virtue 49:1 vision 64:21 Visual 10:7 voice 58:8,21 68:5 70:8 115:10 volatile 53:15 Volcanic 37:14 volume 118:8 vs 1:6 3:6 167:17 <hr/> W wait 59:3 waive 166:4,7 wake 44:24 walk 70:6 81:22 walked 57:24 70:8 70:11,20 115:6 117:14 walking 47:15 56:6,10 58:11 67:23 70:12 107:24 108:18 Walnut 64:24 want 17:25 58:16 81:20 93:14 104:21 106:15 109:13,14,16 125:16 153:3 wanted 20:19 104:5,17 warm 38:22 warn 114:5 163:7 163:20,23 164:9 164:11 warned 163:15 warning 120:14 Washington 105:19,24 106:6 106:9,12,22 123:5 124:1,5 124:15,16,21 125:5 127:8 131:23 wasn't 57:4 64:1	73:5 88:4 89:7 100:13 109:6 124:10 128:23 160:25 162:19 164:2 watch 21:3 24:10 24:14 84:23 watching 97:16 98:1,21 103:19 water 64:11,11 90:4,7 way 28:17 29:6 44:24 51:10 76:10,19 80:10 84:19 86:19 105:18 109:13 109:16 110:10 111:5 114:14 122:12 149:22 154:15,22 ways 20:23 165:24 we're 8:6 18:16 24:12 38:23 60:8 69:23 89:14 97:7 110:25 we've 112:17 137:5 154:14 weapons 127:17 159:7 165:2 wear 38:18,25 39:5 wearing 83:18,20 83:23 weeding 15:4 week 22:13,16 weekend 92:22,23 146:12,15 weeks 24:10,14 24:15 32:15 36:1,2 137:4 went 17:21 45:24 46:1,4 47:10 48:4,12 84:20 84:21 85:10,11 97:13 102:3,21 102:22 105:15 106:12,22 147:16 150:17 weren't 30:14 59:8 60:6 83:18 96:22 97:13 103:12,20 125:2 128:8 162:8 164:2 west 48:4,13 64:23 85:11,12
---	--	---	--	---

86:2 102:21 104:1 109:17 122:13,21 135:15 westbound 84:21 western 106:19 wide 82:15 157:16 160:14 windows 82:19 97:2 101:16 102:14 103:7 witness 4:7,8 112:23 113:10 113:18,22 166:9 167:1 168:9,12 witnessed 112:20 woman 72:11 76:24 women 136:23 Women's 135:25 136:2,5,7,10,13 wondering 117:7 word 139:4 work 16:4 19:22 21:25 22:2,3,8 22:13,16 23:18 23:22 24:5,5,7,7 24:8,10,12,17 34:10 40:21 41:6,10 44:12 44:13,14 45:10 45:15,16 46:15 71:2 133:12,14 133:17 135:25 136:2 137:2,15 137:23 worked 24:20 40:7,12 133:2,7 133:10 135:23 136:5,6,7 working 6:14 22:20 23:24 40:16 50:21 53:16 117:8 123:9 137:6 wouldn't 29:2 59:23 78:14 112:5 129:5 148:2 159:15 wrestled 71:12,18 wrestling 72:19 72:23 writer 91:20,23 92:4,6,12 93:15 written 29:21 92:7 93:2,10 wrong 28:17 29:6 97:10 148:16	<hr/> X <hr/> <hr/> Y <hr/> yards 69:24 80:16 80:18 yeah 9:22 41:13 42:1 48:9,10 64:9 69:2 77:24 92:20 106:17 120:21 129:14 133:8 137:16 148:25 152:13 155:19 year 16:6 33:4,15 years 11:9,19 13:2 14:7,18 18:7,9 18:12 20:15 28:5 41:17 42:2 42:14,14 141:14 yelled 99:22 yelling 58:9,10 108:22 129:1 142:17 yep 150:20 <hr/> Z <hr/> <hr/> 0 <hr/> 0-0-0 4:10 <hr/> 1 <hr/> 1 2:6 77:17,20 79:20 80:20 90:24 1-01 118:22 119:10 1-06 138:14 10 14:7 67:18,18 67:20 69:1,16 75:6,8 98:7,7 141:14 100 91:4 103:2 100% 65:24 10ish 69:17 10th 106:6 1130 3:15 11th 10:14 115:19 117:2 12-hour 24:6 12:25 3:11 1200 3:11,18 168:5 13th 102:1,11 14 20:10 1450 24:11,12 14th 102:2 106:8 106:12,20	15 24:11 1510 24:11,13 157 2:2 15th 40:8 44:10,16 46:21 47:24 48:7 49:6 50:17 90:6 115:21 116:5,18 122:9 122:10 146:12 157:11,25 162:4 162:15 163:11 16 40:12 160 2:3 17 1:13 3:10 167:18 17th 40:13 96:1 115:22 117:2,17 117:18 122:14 122:16 123:6,10 124:2,5 157:11 158:1,4 159:18 159:22 167:2 18th 106:22 1997 10:5 <hr/> 2 <hr/> 20 22:15 40:7 2000 10:24 2002 13:7 2003 13:7 2005 17:17 2006 10:24 2009 26:9 2010 16:20 2014 133:15,20 2017 8:6 19:4 21:9 33:4 40:8,13 41:18 46:22 47:24 48:7 123:6,10 124:2 136:2 137:3 146:12 152:19 159:18,22 2018 1:13 3:10 167:2,18 168:16 2019 167:7 21st 136:4 22 34:17 2250 24:12 2310 24:13 24th 168:16 28 34:19 29th 137:3 <hr/> 3 <hr/> 30 53:19 145:15 314 3:18 39 9:24	3rd 137:10,25 <hr/> 4 <hr/> 4 2:2 4:17-cv-2455-C... 1:6 3:6 40 22:18 53:19 106:20 4th 18:13,15,18,24 19:19 20:1 35:13,16,17,19 35:25 <hr/> 5 <hr/> 5 24:6 50 103:2 5th 18:11,12,23 19:10 <hr/> 6 <hr/> 6:50 24:10 63101 3:15 63103 3:18 <hr/> 7 <hr/> 7:10 24:11 7:30 24:11 70 137:18,24 77 2:6 <hr/> 8 <hr/> 8 45:12 <hr/> 9 <hr/> 9 24:6 9:02 3:10 906 3:15 98 10:18 9th 18:3 96:3,7,14 96:14,19,19 99:13,13 102:14 103:9,10,14 104:3,14 105:6 105:10,15,19,23 108:6,7 112:17 114:3 164:14
--	---	---	--